

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM No.M-3008 of 2015

Date of decision: 26.02.2015

Dharambir Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Pankaj Bali, Advocate for the petitioner.

Mr. Sandeep Moudgil, Addl. A.G., Haryana
for the State.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in case FIR No.831, dated 10.10.2013, registered under Section 420 IPC, at Police Station Civil Line, Karnal.

It is contended that the petitioner is a bona fide allottee and there is no fault on his part as he has paid the entire consideration of the plot and the allotment was done with the permission of the HUDA authorities. Moreover, the petitioner had already deposited the entire amount along with interest, extension fees and enhanced price of the allotted plot.

On the other hand, the learned State counsel, states that petitioner after concealing the fact that there are various allotments in his name, has applied for the HUDA plot scheme by submitting the documents and affidavit. The petitioner was much aware of the terms and conditions of the HUDA plot scheme duly meant for reserved category.

Perusal of the record would reveal that petitioner being eligible for the HUDA scheme had applied for the same ignoring the fact that he has already various plots in his name. He with a mala fide intention has dishonestly filed the documents and affidavit showing him to be the fresh applicant for the scheme. Therefore, keeping in view the act of the petitioner, no case for bail is made out at this stage.

Dismissed.

26.02.2015

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(JITENDRA CHAUHAN)
JUDGE