

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

**CRM-M No.34610 of 2015 (O&M)
Date of Decision: 11.12.2015**

Dharambir Singh

..... Petitioner

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Ms. Monisha Lamba, Advocate for the petitioner.

Mr. Rajiv Doon, Assistant Advocate General, Haryana
for the respondent/State along with ASI Brijender Singh.

JASWANT SINGH, J. (Oral)

The petitioner/accused-Dharambir Singh is seeking anticipatory bail in case FIR No.691 dated 29.07.2015, under Sections 406, 420, 467, 468, 471 and 120-B of the Indian Penal Code, registered with Police Station Sadar Gurgaon, District Gurgaon (**Annexure P-1**).

As per the allegations, complainant-Subhendu Mukherjee had booked a flat floated by the Company of the petitioner and paid Rs.12 lacs as earnest money. Neither the flat has been constructed nor the money returned.

It is contended, by referring to agreement (**Annexure P-5**) along with receipt that a sum of Rs.8.23 lacs already stands paid to the complainant and the remaining amount shall be paid.

Learned Counsel for the petitioner submits that pursuant to the stand of the petitioner, the entire amount of Rs.12 Lacs has since been paid to the complainant.

Learned State Counsel, on instructions from ASI Brijender Singh, concedes that the said amount has been paid to the complainant.

In view of the aforesaid development, anticipatory bail granted by this Court is made absolute/confirmed.

Disposed of.

December 11, 2015
Gagan

**(JASWANT SINGH)
JUDGE**