

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc.No.M-39562 of 2015 (O&M)
Date of decision: 15th December, 2015

Reena Sandhu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Ms. Jatinder Kaur, Advocate,
for the petitioner.

Ms. Shivali, AAG, Punjab,
for the respondent(s)-State.

Mr. R.S.Bajaj, Advocate,
for the complainant.

INDERJIT SINGH, J.

Petitioner has preferred the instant petition under Section 438 Cr.P.C., seeking anticipatory bail in case FIR No.109 dated 02.09.2015, registered at Police Station Division No.4, Jalandhar, under Sections 420, 120-B IPC.

Notice of motion was issued.

Learned State counsel as well as learned counsel for complainant appeared and contested the instant petition.

I have heard learned counsel for the petitioner, learned State counsel as well as learned counsel for complainant and have gone through the record.

The FIR in the present case has been registered at the instant of Ram Sarup, complainant. As per FIR, the complainant purchased half portion of 10 marla house from Reena (petitioner) Gurminder Kaur, Balbir Kaur and Rajwinder Kaur and the possession was agreed to be taken after the purchase of remaining half portion

regarding which agreement to sell was executed. The allegation levelled by the complainant is that there is breach of agreement to sell regarding the remaining half portion of the house and he has also filed civil suit for specific performance of that agreement.

Otherwise, the case is based on documentary evidence, therefore, the custodial interrogation of the petitioner is not required. The petitioner has already joined the investigation. No useful purpose will be served by sending her to custody.

Keeping in view the facts and circumstances of the present case and without discussing the facts of the case in minute details and without expressing any opinion on the merit of the case, the instant petition stands accepted and the order dated 26.11.2015, passed by this Court, granting interim bail to the petitioner is made absolute.

15th December, 2015
mamta

(INDERJIT SINGH)
JUDGE