

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-543 of 2015
Date of Decision : 30.03.2015

Ajay PalPetitioner

Versus

State of HaryanaRespondent

CORAM: HON'BLE MR. JUSTICE R.P. NAGRATH

Present: Mr. Durgesh Gupta, Advocate
for the petitioner.

Mr. Kuldeep Tiwari, Addl. AG, Haryana.

Mr. Varun Gupta, Advocate
for the complainant.

R.P. Nagrath, J. (Oral)

Petitioner seeks bail under Section 439 Cr.P.C. in FIR No. 211 dated 05.06.2014 for offences under Sections 420, 467, 468 and 120-B of Indian Penal Code (IPC), registered at Police Station Model Town Rewari, District Rewari.

I have heard learned counsel for the petitioner, the State counsel and counsel for the complainant.

The allegations against the petitioner are that his father had executed an agreement to sell in favour of the complainant and received an amount of ₹ 20 lacs out of ₹ 25 lacs as part of the sale consideration. Petitioner is the attesting witness to the agreement to sell. Thereafter the property was released in favour of the brother of petitioner and one child of the petitioner. The petitioner is also attesting witness to the release deed.

When the matter was listed on 15.01.2015, it was observed that let the charges be framed and the complainant be examined but it is submitted by learned counsel for the complainant that the complainant cannot be possibly examined as original agreement has been sent for report of the Forensic Science Laboratory for comparison of the signatures.

The challan has already been presented and the petitioner is in custody since 03.07.2014 and it will take long time in conclusion of the trial. The offences are triable by the Magistrate.

In view of the above and without commenting on merits of the case, the instant petition is allowed and the petitioner be admitted to bail on furnishing bail bonds to the satisfaction of the trial Court.

Allowed in the above terms.

March 30, 2015
jk

(R.P. NAGRATH)
JUDGE