

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

**CRM-M No.1653 of 2016 (O&M)
Date of Decision: 05.04.2016**

Ishwar Singh Fauji and others

..... Petitioners

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Naveen Daryal, Advocate for the petitioners.

Mr. Kuldip Tiwari, Additional Advocate General, Haryana
for the respondent/State assisted by H.C. Hem Raj.

JASWANT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to three petitioners, namely, Ishwar Singh Fauji, Ajit Singh @ Jeet and Shailender @ Teeka in case FIR No.1050 dated 21.10.2015 for the offences punishable under Sections 406, 506 of the Indian Penal Code, registered with Police Station Sadar Hissar.

As per the allegations, the petitioners had purchased 68 buffaloes from the complainant on different dates and a sum of Rs.36 lacs (approx.) remains outstanding against the present petitioners.

It is contended that the dispute is of purely civil nature and as such, no offence is made out. The proper remedy for the complainant would be a suit for recovery. Still further, the petitioners are stated to have joined the investigations and nothing qua the investigations of the offence is to be recovered.

Learned State Counsel, assisted by HC Hem Raj, submits that the petitioners have joined the investigation, however, the alleged outstanding amount is yet to be recovered.

Keeping in view the nature of allegations constituting a civil dispute, the present petition is allowed and the interim protection/pre-arrest bail granted by this Court, vide order dated 18.01.2016, is made absolute.

Disposed of.

April 05, 2016

**(JASWANT SINGH)
JUDGE**