

CRM-M No.21239 of 2016

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

C.R.M-M No.21239 of 2016

Date of Decision : 04.08.2016

Anil Kumar

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Aman Pal, Advocate
for the petitioner.

Mr. Kuldeep Tiwari, Addl.A.G., Haryana.

Mr. Adish Gupta, Advocate
for the complainant.

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.451 dated 18.08.2015, registered under Sections 420, 467, 468, 471, 120-B, 506 IPC, at Police Station Saran, District Faridabad.

On 16.06.2016 the following order was passed:-

“Contends that the matter is purely civil in nature.

The sale deed is dated 27.01.2012, whereas, the complainant has made a complaint to the police on 10.03.2015. The civil suit is pending before the Court.

Notice of motion for 04.08.2016.

In the meanwhile, in the event of arrest of the petitioner, he shall be released on bail to the satisfaction of the Arresting Officer, subject to the conditions contained in Section 438 (2) Cr.P.C. he will join the investigation as and when required. ”

Learned Additional Advocate General on instructions from SI Anoop Singh has stated that the petitioner has joined the investigation but he has not handed over the original documents.

Learned counsel for the petitioner has stated that all the documents are registered documents which has been accepted by the investigating officer.

Learned counsel for the complainant has however opposed the grant of bail vehemently.

Be that as it may, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner in the present case. Ordered accordingly.

Resultantly, the interim order dated 16.06.2016 is made absolute subject to the conditions envisaged under Section 438(2)

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

August 04, 2016
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No