

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

CRM-M No.23118 of 2016 (O&M)

Date of decision : 16.08.2016

Parveen Gupta and another

..... Petitioners

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Sunil Chadha, Senior Advocate with
Mr. Vikas Gupta, Advocate
for the petitioners.

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

Mr. K.P.Singh, Advocate for
the complainant-Sanjeev Jindal.

Mr. Akshay Jindal, Advocate
for complainant-Dheeraj Gupta.

AJAY TEWARI, J. (Oral)

This is a petition for grant of anticipatory bail to the
petitioner and his wife under Section 438 Cr.P.C. in case FIR No.305,
dated 20.06.2016 registered under Sections 420/406/120-B IPC at Police
Station Civil Lines, Gurgaon.

The allegation is that property owned by the petitioners was agreed to be sold to the complainants and money was obtained from them even though the petitioners were already in negotiation with another party and had taken money from them also.

Learned senior counsel states that he would not press the petition on behalf of petitioner No.1-husband and rather he would surrender before the Illaqa Magistrate but there are no allegation against the petitioner No.2 who is also otherwise a lady.

Learned counsel for the complainants and Additional Advocate General have accepted that in case the petitioner No.1 surrenders within any reasonable time they would not oppose the grant of anticipatory bail to petitioner No.2-wife.

In the circumstances, the petition qua petitioner No.1 is dismissed and he is directed to surrender before the Illaqa Magistrate on or before 26.08.2016 and thereafter in the event of arrest of petitioner No.2 she would be entitled to bail to the satisfaction of the Investigating Officer. However, if petitioner No.1 does not surrender, the petition would be deemed to be dismissed qua petitioner No.2 also as undertaken.

Petition stands disposed of in the above terms qua petitioner

No.2.

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

16.08.2016

Pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No