

CRM-M-27909-2016

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

CRM-M-27909-2016

Date of Decision:18.10.2016

Mohan Lal Gupta

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.Sanjiv Kumar Aggarwal, Advocate,
for the petitioner.

Mr. Vikramjit Singh, Addl. A. G. Haryana.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 438 Cr.P.C.
for grant of anticipatory bail in case FIR No.238 dated 07.06.2016,
registered at Police Station City Kaithal, District Kaithal, under Section
7(i) of the Haryana Development and Regulation of Urban Areas Act,
1975 and Section 420 of the Indian Penal Code.

Notice of motion was issued. Learned State counsel put in
appearance on behalf of the respondent-State and contested this petition.

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

From the record, I find that FIR, in the present case, has
been registered at the instance of District Town Planner with the

CRM-M-27909-2016

allegations that the present petitioner has sub-divided the land bearing different khasra numbers into plots without obtaining any licence from the Director Town and Country Planning, Haryana.

In pursuance of the interim order dated 12.08.2016 passed by this Court, the petitioner has already joined the investigation. He is now not required for custodial interrogation.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details; without expressing any opinion on the merits of the case and no useful purpose would be served by sending the petitioner to custody, I find merit in this petition and the same is allowed. The interim order dated 12.08.2016 passed by this Court, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

18.10.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No