

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

CRM-M No.2982 of 2016 (O&M)

Date of Decision: 04.02.2016

Angrej Singh and others

..... Petitioners

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. G.S.Sandhu, Advocate for the petitioners.

Mr. Neeraj Poswal, Assistant Advocate General, Haryana
for the respondent/State assisted by ASI Sultan Singh.

Mr. R.S.Mamli, Advocate for the complainant.

JASWANT SINGH, J. (Oral)

Prayer in this petition, filed under Section 438 Cr.P.C., is for grant of anticipatory bail to the petitioners/accused, namely, Angrej Singh, Raj Singh, Raj Kumar, Narender and Bani Singh, who have been booked for having committed the offences punishable under Sections 406, 420 and 120-B of the Indian Penal Code, in a case arising out of FIR No.465 dated 14.07.2015, registered at Police Station Sadar Karnal, District Karnal.

As per the allegations levelled by the complainants, in spite of accepting earnest money of Rs.35 lacs pursuant to an agreement to sell dated 21.02.2015, the petitioners/accused had failed to execute the sale deed on the target date i.e. 17.06.2015 and thus cheated the complainants.

It was contended that the land is situated in District Haridwar, however, the FIR has been lodged at Karnal, therefore, the Court at Karnal has no territorial jurisdiction. That apart, it was submitted that a huge amount of the balance sale consideration to the tune of more than Rupees six and half crores

was to be made and the present FIR has been lodged with a view only to seek extension of time in performing their part of the contract. Still further, the petitioners were ready and willing to execute the sale deed.

Learned Counsel for the petitioners submits that the petitioners have joined the investigation and their custodial interrogation is no longer required.

Learned State Counsel, assisted by ASI Sultan Singh, concedes that the petitioners have joined the investigation.

In view of the above, interim protection/pre-arrest bail granted by this Court, vide order dated 28.01.2016, is made absolute.

Disposed of.

February 04, 2016

Gagan

**(JASWANT SINGH)
JUDGE**