

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

Sr. No.103

**CRM NO. M-30125 OF 2016
DECIDED ON: August 29, 2016**

NARSI

..PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Surinder Mohan Sharma, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

By virtue of this petition under Section 438 Cr.P.C. petitioner-Narsi has sought pre-arrest bail, feeling apprehension of his arrest in case FIR No.271, dated July 07, 2016, under Sections 406, 420, 467, 468, 471 & 120-B IPC, registered at Police Station Ganaur, District Sonapat.

Notice of motion.

At the asking of the Court, Mr. Tanuj Sharma, AAG, Haryana accepts notice on behalf of respondent-State, whereas Mr. Shilak Ram Hooda, Advocate has put in appearance on behalf of the complainant. Copies of petition be supplied to learned counsel for the respondents during the course of day.

The allegations against the present petitioner is that he facilitated the execution of agreement of sale dated June 27, 2016 in respect of land measuring 25 Kanal 27 Marlas located in the Revenue Estate, Village Roshanpur, by introducing some other lady in place of Krishna

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Devi, owner of the property in question.

Undisputably, neither the alleged agreement of sale bears the signatures of petitioner as a vendor nor as attesting witness. Otherwise also, he is in any way connected with the FIR.

During the course of arguments, learned counsel for the complainant submits that petitioner has sworn an affidavit with regard to delivery of possession but no such affidavit has seen the light of the day. In the given circumstances, petitioner cannot be said to be beneficiary under the alleged agreement of sale which is alleged to be the result of impersonation.

In the light of what has been discussed above, instant petition is allowed with the direction to the petitioner to join the investigation as and when called by the Investigating Officer or at subsequent stage. In the event of arrest, petitioner shall be released on pre-arrest bail at the satisfaction of the Arresting Officer/Investigating Officer subject to the conditions, as envisaged under Section 438(2) Cr.P.C.

August 29, 2016

Avin/Ankur

**(JASPAL SINGH)
JUDGE**

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No