

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

Sr. No. 212

**C.R.M-M No.32527 of 2016
Date of Decision : 19.10.2016**

Jagdish Prashad

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr.J.P.Sharma, Advocate
for the petitioner.

Mr. Satish Saini, D. A.G., Haryana.

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AJAY TEWARI, J. (Oral)

This is a petition for grant of anticipatory bail to the petitioner under Section 438 Cr.P.C. in case FIR No.127 dated 20.06.2014 registered under Sections 406, 420, 467, 468, 471 IPC at P.S. Bawal, District Rewari, Haryana.

As per the allegations the petitioner had obtained a forged agreement to sell of the property to the complainant and had further sold it one lady Sunita.

Learned counsel for the petitioner has argued that thereafter the

matter had been settled with the said Sunita and he has relied upon the judgment of Hon'ble Supreme Court titled as “*Mohd. Ibrahim vs. State of Bihar 2009 (8) SCC 751*” As per said judgement the aggrieved person was Sunita and once the matter has been settled with her, no case is made out against the petitioner.

Learned DAG is not in a position to cite any contrary judgment.

In this circumstances, without commenting upon the merits of the case I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner. Resultantly, the petition is allowed. In the event of arrest of the petitioner, he will be released on anticipatory bail to the satisfaction of the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

October 19, 2016
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No