

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

CRM No.M-37851 of 2016 (O&M)

Date of decision: December 16, 2016

Suraj Bhan

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sandeep Singh Ghangas, Advocate
for the petitioner.

Mr. Vikramjit Singh, Addl. A.G., Haryana,
for the respondent(s)-State.

INDERJIT SINGH, J.

Petitioner-Suraj Bhan has filed this second petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.605 dated 19.09.2016, registered at Police Station Model Town, District Panipat, under Sections 406, 420 and 506 of Indian Penal Code.

Notice of motion was issued in this case.

Learned State counsel has appeared 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 dispute mainly appears to be regarding breach of agreement to sell which was executed in the year 2007.

However, the present FIR has been registered in the year 2016 i.e. after passing of nine years of execution of agreement.

In pursuance of the interim order dated 22.10.2016, passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Nothing is to be recovered from him. Therefore, no useful purpose will be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 22.10.2016, 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.

December 16, 2016
parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether Reportable	:	No