

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

CRM-M No.40150 of 2015

Date of Decision:-04.02.2016

Sukhbir.

.....Petitioner.

Versus

State of Haryana.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Munish Kumar Garg, Advocate for the Petitioner.

Mr. Gaurav Dhir, Deputy Advocate General, Haryana
assisted by SI Ram Chand.

JASWANT SINGH, J (ORAL)

Prayer is under Section 438 Cr.PC for grant of anticipatory bail to the petitioner Sukhbir in case FIR No.103 dated 19.09.2010 for offences punishable under Sections 420, 406, 467, 506 and 120-B of Indian Penal Code registered with Police Station Hassanpur, District Palwal.

As per allegations levelled by the complainant Balbir Singh, main accused i.e. Dhan Singh, uncle of the petitioner in connivance with rest of the co-accused including the present petitioner, induced and cheated the complainant regarding purchase of 16 acres of land at the rate of Rs.16 lacs per acre by initially showing the land abutting the main road while executing the sale deed the land was situated far away from the road. It is

further submitted that the land included in the sale deed has a market value of Rs.3 lacs per acre and also is in possession of some other persons.

It is contended that the role of the petitioner is of a facilitator for execution of the said sale deed which otherwise has been found to be genuine. The issue as to whether what land was shown and what was the rate is a matter of trial. It is also contended that co-accused Jagdish having similar role has already been granted anticipatory bail by this Court vide order dated 18.07.2013.

Learned Counsel for the petitioner further submits that pursuant to the interim order passed by this court petitioner has joined the investigation and that evidence is primarily based on documentary evidence and as such nothing is to be recovered.

Learned State counsel on instructions from SI Ram Chand submits that pursuant to the interim order passed by this court petitioner has joined the investigation and is no longer required for custodial interrogation.

In view of the above, interim protection/pre-arrest bail granted vide order dated 01st of December, 2015 is made absolute.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

February 04, 2016
Vinay