

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

CRM-M No.6138 of 2016

Date of Decision:-09.05.2016

Parmod Chahal.

.....Petitioner.

Versus

State of Haryana.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. G.C. Shahpuri, Advocate for the Petitioner.

Mr. Yashwinder Singh, Deputy Advocate General, Haryana
assisted by ASI Ranbir Singh.

JASWANT SINGH, J (ORAL)

Prayer is under Section 439 Cr.PC for grant of regular bail to the petitioner-Parmod Chahal in case FIR No.1038 dated 17.10.2015 for offences punishable under Sections 409, 420, 467, 468, 471 and 120-B of Indian Penal Code and Sections 7/13/49/88 of P.C. Act registered with Police Station Jhajjar, District Jhajjar.

As per allegations of the prosecution, agricultural land measuring 42 Kanal 7 Marlas recorded in the ownership of descendants of Hardev Sahai, namely, Mussadi Lal and others existed in the revenue records since 1910 till 10.03.2015. When upon an application by co-accused Surinder, the entries in the revenue record regarding ownership

were effected in favour of Surinder and co-accused Mahender Dutt in the year 2015 on the basis of a forged *Fard Badr* and mutation no.2210 whereby the accused Surinder and party collected huge amount of compensation for the acquisition of land in question. Thus it is alleged that the principal accused Surinder, petitioner-Parmod Chahal, Tejpal Patwari, Rohtash Assistant, LO, Girdawar, Kanungo, Lambardar along with the officials of record room in connivance have committed the offence.

It is contended that the petitioner while working as Tehsildar had sanctioned the issuance of *Fard Badr* based on report of Patwari and duly endorsed by the Kanungo concerned. It is next contended that the petitioner is in custody since 30.12.2015 and the investigations primarily based on documentary evidence stands completed and challan filed on 28.03.2016. The evidence of the 27 prosecution witnesses is yet to commence.

Learned State Counsel assisted by ASI Ranbir Singh does not refute the custody period and that challan stands presented.

Without commenting on the merits of the case, keeping in view the custody period and that the trial is not likely to be concluded in near future, present petition is allowed and the petitioner Parmod Chahal is ordered to be released on bail to the satisfaction of learned CJM/Duty Magistrate, Jhajjar.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

May 09, 2016
Vinay