

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

**CRM-M No.6671 of 2016 (O&M)
Date of Decision: 02.03.2016**

Vikas

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Ashwani Gaur, Advocate for the petitioner.

Mr. Neeraj Poswal, Assistant Advocate General, Haryana
for the respondent/State assisted by ASI Satish.

JASWANT SINGH, J. (Oral)

Prayer is for grant of regular bail under Section 439 Cr.P.C. to the petitioner-Vikas in case FIR No.105 dated 21.02.2015 for the offences punishable under Sections 420, 506, IPC and (Sections 419, 467, 468, 471, 120-B of the Indian Penal Code added later on), registered with Police Station Samalkha, District Panipat.

The plot of the complainant-Sunil was fraudulently sold in favour of co-accused Anu by hatching a conspiracy wherein the present accused-Vikas impersonated the real owner-Sunil (complainant) and was identified by the co-accused/non-applicant-Shailender at the time of sale deed before the Sub-Registrar.

It is contended that the main players in the fraud are two property dealers, namely, co-accused Anu and Shailender, who are the real beneficiaries of the fraud.

It is submitted that the petitioner/accused only impersonated for a small consideration and is stated to be in custody since 03.11.2015.

The challan is stated to have been presented and evidence of 18 cited prosecution witnesses is yet to commence from today.

Learned State Counsel, assisted by ASI Satish, does not refute the custody period and the stage of the trial.

Without commenting on the merits of the case, keeping in view the role attributed to the petitioner, custody period and the fact that trial is not likely to be concluded in near future, this Court finds that petitioner/accused deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

March 02, 2016
Gagan

(JASWANT SINGH)
JUDGE