

CRM-M-11067-2017

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

CRM-M-11067-2017

Date of Decision: 26.04.2017

Sandeep Kumar

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Keshav Pratap Singh, Advocate,
for the petitioner.

Mr. B.S.Virk, DAG, Haryana.

Mr. Sumit Sangwan, Advocate,
for the complainant.

INDERJIT SINGH, J.

Petitioner-Sandeep Kumar has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.36 dated 02.02.2017, registered at Police Station City Dadri, District Bhiwani, under Sections 406, 420 and 506 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and the complainant also appeared through his counsel. They contested this petition.

I have heard learned counsel for the parties as well as learned State counsel and have gone through the record.

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Learned counsel for the complainant relied upon a document which looks like an affidavit in which no date has been mentioned for executing any sale deed. It is also not mentioned in this document that the present petitioner was the owner of the property. Even plot number or its dimensions have not been mentioned.

In pursuance of the interim order dated 30.03.2017, the petitioner has already joined the investigation. He is not required for custodial interrogation. Nothing is to be recovered from him.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details; without expressing any opinion on the merits of the case and in view of the fact that case is based on documentary evidence, I find that no useful purpose will be served by sending the petitioner to custody. Therefore, finding merit in the present petition, the same is allowed. The order dated 30.03.2017, 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.

26.04.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No