

Sr. No.213

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No. M-3421 of 2017 (O&M)

Date of Decision: 07.02.2017

Hari Sharan Bhatia

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Surinder Mohan Sharma, Advocate,
for the petitioner.

Mr. C.S.Bakhshi, Additional A.G., Haryana.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the present petition filed under Section 439 Cr.P.C. seeking benefit of regular bail pending trial in case FIR No.471 dated 21.10.2016, under Sections 406, 420, 460, 468, 471 and 120-B IPC, registered at Police Station Ganaur, District Sonipat.

Counsel for the parties have been heard.

FIR came to be registered on the statement of Neeraj Kumar.

Complainant asserted that he came in contact with one Kawaljeet Singh co-accused as also the present petitioner and who induced them into an agreement to sell as regards 47 kanals and 9 marlas of land claiming to be owners in possession of such property. The agreement is stated to have been entered by the complainant through his wife, namely, Seema and with co-accused Kawaljeet Singh acting in the capacity of vendor. The present petitioner is stated to be an attesting witness. A sum of Rs.28 lacs is stated to have been misappropriated as the complainant found that the property

Petitioner was arrested on 23.10.2016.

Investigation in the case is complete and the challan has been presented. Charges are yet to be framed. The trial as such would take time to conclude.

Offences are triable by the Court of Magistrate.

Even as per version of the complainant, out of an amount of Rs.28 lacs, 21 lacs were paid to co-accused Kawaljeet Singh by two separate cheques and 2 lacs were transferred to the account of co-accused Kawaljeet Singh by way of RTGS.

No specific entrustment of money to the present petitioner is alleged.

Without making any observations on merits, petitioner is held entitled to the benefit of bail. Petition is allowed.

Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Sonapat.

Petition is disposed of.

07.02.2017

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No