

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-15943-2017 (O&M)

Date of decision: 10.07.2018

Ram Niwas

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. S.R. Hooda, Advocate
for the petitioner.

Mr. Sidakmeet Sandhu, AAG, Punjab.

Mr. Varun Sharma, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.100 dated 22.03.2017 under Sections 406, 420, 465, 467, 471 IPC, registered at Police Station Zirakpur, District SAS Nagar (Mohali).

On 15.01.2018, following order was passed: -

“Prayer in this petition is for grant of anticipatory bail in FIR No.100 dated 22.03.2017 under Sections 406, 420, 465, 467, 471 IPC, registered at Police Station Zirakpur, District SAS Nagar (Mohali).

On 08.05.2017, while issuing notice of motion, the petitioner was directed to join the investigation. Later on 13.07.2017, it was stated that the petitioner is not holding a valid title of the property in the name of original owner Smt. Bhawna, as she had executed a

release deed in favour of her husband-Devender Kumar. The petitioner has set up a special power of attorney from said Devender Kumar and on the basis of the same, he has executed the agreement to sell.

The matter was referred to Mediation and Conciliation Centre but the petitioner failed to appear even on a single day. Thereafter again, on 27.10.2017 the petitioner submitted a photocopy of the release deed to the Investigating Officer however the same was not found to be correct and thereafter on 30.11.2017, the petitioner undertook that he will produce the original owner for the purpose of executing the sale deed in favour of the complainant and the case was adjourned on two occasions to comply with the said directions. On the last date, counsel for the petitioner was clearly informed that in case the petitioner failed to comply with the order dated 30.11.2017, the interim protection granted to the petitioner shall stand vacated.

Today again there is a request for adjournment.

List again on 10.07.2018.

The interim order dated 08.05.2017 stands vacated.”

Learned State counsel, on instructions from ASI Gurmail Singh, submits that the proceedings for declaring the petitioner as proclaimed offender have already been initiated.

In view of the above, this petition is dismissed.

[ARVIND SINGH SANGWAN]
JUDGE

10.07.2018
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No