

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

CRM-M No. 17502 of 2017

Date of decision : 26.11.2018

Ajay Maisi

.....Petitioner

Versus

State of Haryana and another

...Respondents

CORAM : HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present : Mr. Manoj Kumar Sood, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

Mr. Vipul Sabharwal, Advocate for
Mr. Irshaan S. Kakkar, Advocate for respondent No.2.

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DAYA CHAUDHARY, J. (Oral)

Learned counsel for respondent No.2 submits that earlier an amount of ₹1,00,000/- was paid by way of cheque, but subsequently it was returned to the petitioner.

Learned State counsel, on instructions from ASI Rakesh Kumar, submits that the amount was paid in the year 2015, whereas the agreement to sell is of the year 2016.

The dispute is whether the amount of ₹1,00,000/- was returned and if so, whether it was returned prior to date of agreement to sell or not. The allegations are matter of evidence, which shall be tested by the trial Court during the course of trial. Since the petitioner has joined investigation and he is not required by the investigating agency as submitted by learned

State counsel, interim order dated 17.05.2017, passed by this Court in favour of the petitioner is made absolute.

Disposed of.

26.11.2018

sunil yadav

**(DAYA CHAUDHARY)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No