

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

**CRM-M No. 24516 of 2018
Date of decision: 01.06.2018.**

Raj Kumar Rawat

..... Petitioner.

Versus

State of Haryana

..... Respondent.

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Manoj Bajaj, Advocate, for the petitioner.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.62 dated 15.01.2018 under Sections 406 and 420 IPC registered at Police Station City Ballabgarh, District Faridabad.

Learned counsel for the petitioner contends that the allegations against the petitioner are that he after having received the earnest money did not execute the sale-deed in favour of the complainant. He further contends that the allegations would constitute a civil matter and no criminal offence would be made out on the basis thereof.

Heard.

It is manifest from the perusal of the FIR that the petitioner had entered into an agreement to sell with the complainant and had received an amount of ₹10,60,000/- as earnest money. He did not execute the sale-deed and later it came to the knowledge of the complainant that the petitioner had earlier entered into an agreement with one Smt. Nandwati on 09.12.2011 with

regard to sale of the same house. She had filed a civil suit for specific performance of the agreement on the basis of agreement dated 09.12.2011 and the suit had been decreed by the Court. Therefore, the petitioner had withheld the factum of earlier agreement having been entered into with another person, who had filed a suit for that purpose, while entering into agreement with the complainant.

In view of the seriousness of these allegations, I do not find it a fit case to grant the concession of anticipatory bail to the petitioner.

Consequently, the petition stands dismissed.

(ANUPINDER SINGH GREWAL)
JUDGE

01.06.2018

Ramesh

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No