

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-28044-2017 (O&M)  
Date of decision: 18.12.2018

Ram Kumar

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Sanjay Verma, Advocate  
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

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ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.598 dated 17.07.2016 under Sections 120-B, 420, 467, 468, 471 IPC, registered at Police Station City Thanesar, District Kurukshetra.

While granting interim bail to the petitioner, following order was passed by this Court on 02.08.2017: -

*“.....Learned counsel for the petitioner submits that petitioner has purchased the property in dispute on 21.7.1988 and later on sold the same to co-accused. It is further submitted that complainant-Brij Bhusan had earlier filed a complaint against one Raj Kumar and Bijma Devi, which was later on withdrawn and a civil suit was filed. This, civil suit praying for a decree of permanent injunction*

*filed by the complainant-Brij Bhusan was withdrawn on 20.4.2017 and he filed another civil suit for declaration with consequential relief of permanent injunction and the same is now pending before the civil Court.*

*It is further submitted that the property in dispute was purchased by the petitioner in the year 1988 whereas the complainant claims that the same was purchased by him in the year 1999 and, therefore, it is a civil dispute which has been given a colour of criminal litigation. ....”*

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, petitioner has appeared before the Investigating Officer on three occasions and has cooperated in the investigation.

Learned State counsel, on instructions from ASI Satpal Singh, has however submitted that some more documents are required from the petitioner.

In reply, learned counsel for the petitioner has submitted that since a civil suit is already pending, in which rates of the property are yet to be ascertained, all the relevant documents will be produced during the proceedings in the civil suit.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 02.08.2017 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

18.12.2018  
*vishnu*

**[ ARVIND SINGH SANGWAN ]**  
**JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No