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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-49058-2018 (O&M)

Date of decision: November 16, 2018

Naresh Kumar

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Rakesh Dhiman, Advocate
for the petitioner.

Mr. Ashok Muthreja, DAG, Haryana.

RAJ SHEKHAR ATTRI, J.(ORAL)

CRM-40104-2018

Application is allowed as prayed for.

Annexures P-5 to P-10 are taken on record.

CRM-39375-2018

Application is allowed as prayed for.

Annexures P-1 to P-4 are taken on record.

CRM-M-49058-2018

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to petitioner-Naresh Kumar, in case FIR No.106 dated 09.05.2018 registered for the offences punishable under Sections 420, 467, 468, 471 and 120-B of the Indian Penal Code, 1860 (for short 'IPC') at Police Station Chandimandir, Panchkula, District Panchkula.

Heard.

Soma Devi had executed two transfer deeds, one in favour of Naresh Kumar and Parmod Kumar and another in favour of Ram Kumar and Subhash Chand. There is no dispute with regard to transfer deed executed in

favour of Naresh Kumar and Parmod Kumar. However, second transfer deed executed in favour of Ram Kumar and Subhash Chand has been executed by impersonating, wherein Ram Kumar and Subhash Chand have been impersonated by Jai Bhagwan and Dinesh. Parmod Kumar has already been granted the benefit of interim bail by this court in CRM-M-48882-2018 dated 02.11.2018. Nothing is to be recovered from the petitioner.

Without expressing any opinion on merits of the case and the fact that conclusion of trial will take considerably long time, no useful purpose would be served by detaining the petitioner behind the bars, therefore, the present petition is allowed. Petitioner is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the court.

(RAJ SHEKHAR ATTRI)
JUDGE

November 16, 2018
m. sharma

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No