

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

**CRM-M-53693 of 2018
Date of Decision: 27.12.2018**

Mahipal Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Chanderhas Yadav, Advocate for the petitioner.

Mr. C.S. Bakshi, Addl. A.G. Haryana.

Mr. Madan Sandhu, Advocate for the complainant.

TEJINDER SINGH DHINDSA J.ORAL

Petitioner seeks regular bail pending trial in case FIR No.313 dated 0406.2018 under Section 420, 467, 468,471 and 506 of IPC, registered at Police Station city Bahadurgarh.

FIR came to be registered on the complaint of Sukhbir. Allegations were primarily against Sanjay, Vijay and Sonu who had approached the complainant as regards sale of a plot measuring 800 square yards and which otherwise already stood acquired by HUDA in the year 2003. As per prosecution version a registered sale-deed was executed on 03.11.2011, in which the purchaser was recited as wife of the complainant and Vijay co-accused had got his presence recorded in place of the purchaser.

Insofar as the present petitioner is concerned his role is that

to be an attesting witness to the sale-deed and having identified Vijay.

Petitioner was arrested on 14.09.2018.s

Challan qua him has already been presented.

Learned State counsel upon instructions from ASI Dharmender apprises the Court that out of a total of 13 prosecution witnesses cited, none has been examined till date.

Trial would take time to conclude.

It is not even the case made out on behalf of the State or the complainant that if petitioner is granted benefit of bail, he would be in a position to hamper the course of a free and fair trial.

Petitioner is not stated to be the beneficiary of the transaction aforenoticed.

In view of the above and without making any observations on the merits of the case, petitioner is held entitled to the benefit of bail.,

Petitioner namely Mahipal Singh be released on regular bail subject to the satisfaction of CJM/Duty Magistrate, concerned.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

December 27, 2018

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No