

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

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**CRM-M-5815-2019(O&M)
Date of Order: 17.10.2019**

AMARJIT KAUR

..Petitioner

Versus

STATE OF HARYANA

..Respondents

CRM-M-25230-2019(O&M)

KAMALJIT KAUR

..Petitioner

Versus

STATE OF HARYANA

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Dharamvir Singh Dhindsa, Advocate
for the petitioner.

Mr. Anmol Malik, AAG, Haryana

Mr. Satbir Rathore, Advocate, for the complainant.

ANIL KSHETARPAL, J(Oral)

By this Court, CRM-M-5815-2019 and CRM-M-25230-2019
shall stand disposed of.

Prayer in both the petitions is to grant pre-arrest bail to the
petitioner in both the cases in FIR No.0259, dated 01.09.2018, registered
under Sections 406/420 IPC, at Police Station Mahesh Nagar, District
Ambala.

As per the case of the prosecution, petitioners in both the
petitions have failed to perform their part of the responsibility under the
agreement to sell after receipt of a sum of Rs.9,00,000/-. Pursuant to the
directions issued, petitioners have joined the investigation.

Learned counsel for the State, on instructions from SI Shishpal, has submitted that Kamaljit Kaur, petitioner in CRM-M-25230-2019 has also entered into another agreement to sell in favour of Rajni Mehta and Ved Parkash on 10.08.2017. Therefore, the petitioners are cheating everyone.

Correctness of various agreements to sell and their enforceability are yet to be adjudicated. At this stage, it has to be seen by the Court as to whether the custodial interrogation of the petitioners is required or not?

Keeping in view the facts of the present case, this Court is of the considered view that the interim protection granted on 07.02.2019 and 30.05.2019 is required to be made absolute.

Accordingly, both the petitions are allowed.

October 17, 2019
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No