

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

**CRM-M No.6003 of 2019 (O&M)
Date of decision : 21.02.2019**

Rahul

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Vineet Chaudhary, Advocate
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

AJAY TEWARI, J. (Oral)

This is a petition for grant of anticipatory bail to the petitioner under Section 438 Cr.P.C. in case FIR No.298 dated 30.11.2018 registered under Sections 323/379/447/506 IPC at Police Station Bhondsi, District Gurugram.

The allegations against the petitioner were that he had encroached into the land of the complainant and was carving out two roads therein. The precise contention of learned counsel for the petitioner is that the petitioner is also a co-sharer in the entire land and the complainant being a big company is trying to squeeze him out of the land.

Learned State counsel on instructions from ASI Rupesh Kumar has accepted that the petitioner is a co-sharer in the land in dispute.

In the circumstances, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner. Resultantly, the petition is allowed. In the event of arrest of the petitioner, he shall be released on bail to the satisfaction of the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

The petitioner is directed to appear before the Investigating Officer on 01.03.2019 and on any other date as and when his presence is required.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

21.02.2019

Pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No