

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-16948-2019

Date of decision: 26.04.2019

Navdeep Malik

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: None for the petitioner.

ASI Jai Karan.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.684 dated 22.10.2018 under Sections 467, 468, 471, 120-B IPC, registered at Police Station City Bahadurgarh, District Jhajjar (now Police Station Sector-6, Bahadurgarh).

While granting interim bail to the petitioner, following order was passed by this Court on 12.04.2019: -

“Counsel for the petitioner has submitted that the petitioner is married to the complainant namely Rubina in the year 2004. Thereafter, in the year 2010, the father of the petitioner namely Rajpal purchased a plot No.2181-P, Sector 2, Bahadurgarh, in the name of the complainant and has made the entire payment through his bank account. It is further submitted that due to temperamental differences between the petitioner and the complainant, later on, she started residing separately. Counsel for the petitioner has further submitted that the FIR is registered with the allegations

that in the year 2010, an application was moved for transfer of half share of the plot in the name of the brother of the petitioner namely Gagandeep Malik, which was rejected in the same year. Thereafter, the complainant stayed with the petitioner till 2016 and when she separated and got an FIR No.152 dated 23.10.2016 under Sections 354-A(1), 451 and 506 IPC (Sections 376 and 511 IPC added later) at Police Station Women, Sector 16, Faridabad, registered against the father and brother of the petitioner, in which they were granted anticipatory bail by this Court vide order dated 09.02.2017 passed in CRM-M No.45442 of 2016. It is also submitted that now the present FIR has been registered with the allegations that in the year 2010, the application, which was moved for transfer of half share of the plot in favour of Gagandeep Malik was, in fact, bearing a forged signature of the petitioner. It is also argued that the present FIR is nothing but an outcome of matrimonial discord between the parties.

Notice of motion for 26.04.2019.”

The Investigating Officer, who is present in the Court, has submitted that in pursuance of the aforesaid order, the petitioner has joined the investigation and is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 12.04.2019 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C.

26.04.2019
vishnu

[ARVIND SINGH SANGWAN]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No