

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

**CRM-M-40085-2018
Date of decision:11.01.2019**

Khursheed Alam and another

....Petitioners

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Rajesh Lamba, Advocate
for the petitioners.

Mr. Ashok Singh Choudhary, Addl. A.G., Haryana.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioners seek grant of anticipatory bail in respect of FIR No.467 dated 13.07.2018 under Sections 10, 7A of Haryana Development and Regulation of Urban Area Act, 1975 and Sections 420 of Indian Penal Code, 1860, Police Station Sector-58, District Faridabad.
2. It is the case of the prosecution that the petitioners had carved out an unauthorized colony and sold out plots to various persons in contradiction with Haryana Development and Regulation of Urban Area Act, 1975.
3. Pursuant to directions issued by this Court vide order dated 26.10.2018, the petitioners have since joined investigation as has been informed by learned State counsel upon instructions from SI Zakir Hussain. It has further been informed that the petitioners are no longer required for

custodial interrogation.

4. In view of the aforestated position and also the fact that case is mainly based on documentary evidence. I do not find that it to be a case of custodial interrogation. Accordingly the petition is accepted and the interim directions issued vide dated 26.10.2018 by this Court are hereby made absolute subject to the condition that the petitioners would appear before Investigating Officer as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.
5. The petition is accepted in the above mentioned terms.
6. It is, however, clarified that none of the observations made above shall be taken to be an expression on merits of the main case.

11.01.2019
Gaurav Sorot

(GURVINDER SINGH GILL)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No