

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

214

CRM-M-29951-2019 (O&M)

Date of decision: 26.08.2019

Rajender and another

..... Petitioners

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Tapan Yadav, Advocate
for the petitioners.

Mr. Manish Bansal, DAG, Haryana.

Mr. Deepam Raghava, Advocate
for the complainant.

ANIL KSHETARPAL, J. (ORAL)

On 17.07.2019, the following order was passed:-

“Learned counsel for the petitioners contends that the petitioners are neither the executants of the agreement to sell nor attesting witnesses of it. He further submits that Vishal has already executed a registered sale deed in favour of the first informant.

Notice of motion for 26.08.2019.

On asking of the Court, Mr. Manish Bansal, DAG, Haryana accepts notice on behalf of the State. A copy of the petition be handed over to Mr. Manish Bansal, DAG, Haryana, during the course of the day.

In the meantime, in the event of arrest, the petitioners shall be released on interim bail subject to furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

It is undisputed that none of the petitioner is vendor of either at the sale deed dated 15.05.2016 or 27.10.2016. It is alleged that petitioner No.2 had attested the sale deed dated 15.05.2016 as a witness.

Both the sale deeds are alleged to have been executed by Vishal who is son of petitioner No.1 and brother of petitioner No.2.

Learned State counsel has submitted that the petitioners have joined the investigation, cooperated and not required for further custodial interrogation.

In view thereof, interim order dated 17.07.2019 passed by this Court is made absolute.

Accordingly, the present petition is allowed.

26.08.2019
D.Bansal

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No