

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-43068-2019 (O&M)
Date of decision: 18.11.2019

Aryan Sharma

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Mohd. Yousaf, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. Nitin Sachdeva, Advocate for
Mr. Ankur Ghai, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.134 dated 06.08.2019 under Sections 420, 120-B, 447, 465, 467, 468, 471 IPC, registered at Police Station Punjab Agriculture University, Ludhiana, District Ludhiana.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Vipin Rattan, he is residing in USA for the last 18 years and when he visited India in the year 2017, he found that his plot was lying vacant. After returning back to USA, he came to know that his brother Navneet Rattan, his wife Sonia Rattan, petitioner-Aryan Sharma (brother of Sonia) and his wife Reshma Sharma have taken forcible possession

of the said plot. It is further submitted that the dispute is primarily between two brothers i.e. co-accused Navneet Rattan and complainant Vipin Rattan and the petitioner, who is brother-in-law of Navneet Rattan, is falsely implicated. Learned counsel further submits that the petitioner is in custody since 09.08.2019; challan stands presented; offences are triable by the Court of Magistrate and it will take some time in conclusion of the trial.

Learned State counsel, on instructions from ASI Ajit Singh and assisted by learned counsel for the complainant, has not disputed the factual position.

Without commenting anything on merits of the case, considering the fact that the petitioner is in custody since 09.08.2019; investigation is complete; offences are triable by the Court of Magistrate and it will take some time in conclusion of the trial, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

18.11.2019

vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No