

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

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CRM-M-54086 of 2018

Date of decision: 22.10.2019

Surender and Others

..Petitioners

Vs.

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. J.S. Dahiya, Advocate
for the petitioners.

Mr. D.R. Singla, DAG, Haryana.

Mr. Rajesh Bansal, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J.(ORAL)

The petitioner is seeking anticipatory bail in FIR No.494, dated 25.09.2018, under Sections 420, 467, 468 and 471 of Indian Penal Code, registered at Police Station Ganaur, District Sonapat.

Learned counsel for the petitioners contends that the allegations in the FIR against the petitioners are that petitioner No.1 had transferred the land which allegedly belongs to Gram Panchayat in the name of petitioner No.2 who had is the son of petitioner No.1. He, however, contends that the land is in Abadi Deh of the village and petitioner is residing in the house since the time of his forefathers.

Learned counsel for the petitioner also contends that the petitioner is not involved in any other case.

Learned counsel for the complainant states that the land is in the name of Gram Panchayat and the complainant himself had constructed the house over the land in dispute and had allowed the petitioner to reside therein but the petitioner refused to vacate the same, committed forgery and has also tempered with the Revenue

Record by showing it to be an Abadi Deh.

The Coordinate Bench of this Court by order dated 07.12.2018 had directed to the petitioner to join the investigation and disclose all the facts to the police. In the event of his arrest, he will be released on interim bail to the satisfaction of the Arresting Officer, subject to the conditions envisaged under Section 438 (2) Cr.P.C.

Learned State counsel on instructions from ASI Satbir Singh, states that although the petitioner has joined the investigation but the possession of the land has to be taken from him.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined the investigation the order dated 07.12.2018 granting ad interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

October 22, 2019
Poonam Sharma

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No