

CRM-M-5661-2020

Date of decision: 13.02.2020

VINOD

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Saksham Arora, Advocate
for the petitioner.

Mr. Parveen Aggarwal, DAG, Haryana.

VIVEK PURI, J. (ORAL)

Petitioner is seeking regular bail with regard to the case registered vide FIR bearing No. 0248 dated 18.07.2019 at Police Station Saran, Faridabad under Section 120-B, 406, 420 IPC on the allegations that the complainant had purchased the plot bearing No. 83 measuring 80 square yards at Mauza Jawahar Colony from Dan Singh and sale deed was executed in her favour.

Subsequently, it revealed that house has already been mortgaged with Central Bank and furthermore, Dan Singh in collusion with the Bank Manager has executed an agreement to sell in favour of some other person at the earlier instance.

Subsequently, on 28.03.2019, Dinesh Singla, the brother-in-law of the complainant met the petitioner and his father-Dan Singh and was asked for a compromise. On the refusal of Dinesh Singla, he was given slaps, he fell on the road and sustained minor injuries on his leg.

It has been stated by the learned counsel for the petitioner that the sale deed has been executed by Dan Singh, the father of the petitioner but the

petitioner was neither a party nor signatory to the sale deed. Moreover, no complaint has been lodged by Dinesh Singla with regard to the injuries inflicted upon him.

The arrest of the petitioner was effected on 12.10.2019 and he is in judicial custody. It has been further stated that the investigation of the case is complete and challan has already been presented.

Learned State counsel has not disputed this factual position of the case.

Furthermore, the petitioner is neither party nor signatory to the sale deed in favour of the complainant. The offences are triable by Judicial Magistrate 1st Class and conclusion of the trial is likely to consume sometime.

Therefore, without making any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of the concerned trial Court/Chief Judicial Magistrate/Duty Magistrate.

The petition is allowed.

13.02.2020
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(VIVEK PURI)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No