

CRM-M-12768-2020

Date of decision : August 04, 2020

Subhash Chander

.....Petitioner

Versus

The State of Haryana

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr.M.S. Chahal, Advocate for the petitioner.

Mr. Anmol Malik, DAG, Haryana.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

Prayer in this petition is for grant of anticipatory bail to the petitioners in FIR No. 37 dated 23.02.2020 under Sections 376, 506 IPC registered at Police Station Women PO Bhiwani, District Bhiwani.

Contentions on behalf of the petitioner as noted in order dated 22.05.2020 while issuing notice of motion, read as under: -

“ It is submitted that the petitioner, who is 67 year old, is being falsely implicated, at the behest of the complainant. It is further submitted that the petitioner was doing the work of property dealing 9/10 years ago and at request of the complainant an agreement to sell was executed which never fructified. Even as per the FIR, the averment is that some amount was given in the year 2010 (though not admitted). The petitioner is now being sought to be falsely implicated.”

Learned counsel for the petitioner, submits that the petitioner has joined investigation and undertakes to extend full cooperation in the investigation of the matter. It is further submitted that the petitioner is not involved in any criminal case. It is, thus, prayed that this petition be allowed.

Learned counsel for the State, on instructions from SI Dharmi, verifies that the petitioner has joined investigation and that custodial interrogation of the petitioner is not required. It is further verified that the petitioner is not involved in any criminal case.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts, if afforded anticipatory bail.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, order dated 22.05.2020 is made absolute.

(Lisa Gill)
Judge

August 04, 2020
rts

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