

CRM-M-41051-2020
Date of decision : 23.6.2020

Krishan Kumar

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Manoj Kaushik, Advocate
for petitioner.

Mr. Vikrant Pamboo, DAG Haryana.

Mr. H.S. Kumar, Advocate
for complainant.

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HARINDER SINGH SIDHU, J.

The case has been taken up by way of Video Conference as per instructions in view of COVID-19 pandemic.

This is a petition filed under Section 439 Cr.P.C. for grant of bail in case FIR No. 17, dated 8.1.2019, registered under Sections 406, 420 IPC (Sections 467, 468, 471 IPC added later on) at Police Station Suraj Kund, District Faridabad.

The allegations against the petitioner are that he executed agreement to sell with complainant on 29.2.2016 and on that day, he was not the owner of the property. He had forged the agreement to sell with dishonest intention to cause wrongful loss to the complainant.

Learned counsel for petitioner contends that complainant did not file any civil suit for recovery or specific performance and present FIR was lodged after a delay of about 3 years.

As many as, 10 out of 16 witnesses have already been examined. The co accused of petitioner Kavita has already been granted benefit of interim bail, vide order dated 28.5.2019, passed by this Court in CRM-M-24573-2019.

Without commenting anything on merit of case and also bearing in mind the fact that petitioner is in custody since 14.3.2019 and the

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SANJIV KUMAR SHARMA
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I attest to the accuracy and
authenticity of this document

trial of the case may take a long time, this petition is allowed. He is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

(HARINDER SINGH SIDHU)
JUDGE

23.6.2020

sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No