

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

208

**CRM-M No.48896 of 2019
Date of Decision: 16.1.2020**

SAROJ JHA

.....Petitioner

Vs

STATE OF HARYANA

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Shiv Kumar, Advocate
for the petitioner.

Mr.Anmol Malik, AAG, Haryana.

Mr.Salim Ahmed, Advocate
for the complainant.

RAJ MOHAN SINGH, J. (Oral)

An affidavit of Lokender Singh, Deputy Commissioner of Police, Central Faridabad, has been filed in Court today and the same is taken on record.

This petition has been filed under Section 438 Cr.P.C. seeking anticipatory bail in case bearing FIR No. 48 dated 2.2.2019 under Sections 420/ 120-B IPC registered at Police Station Palla District Faridabad.

Learned counsel for the petitioner states that the petitioner is neither scribe nor beneficiary of the transaction in any manner. The agreement to sell was not entered into between the petitioner and the complainant. The complainant has not sought enforcement of bilateral obligation arising out of the said agreement till date. No civil suit for specific performance has been filed on the basis of said agreement.

Learned counsel for the complainant states that though the agreement to sell was not entered into between the complainant and the petitioner, but the amount was paid to the co-accused in the presence of the petitioner and the petitioner was the person who introduced the complainant with whom agreement was ultimately entered.

On 13.12.2019, the Court required the information to be furnished by the State whether any money was actually transferred in the account of the petitioner.

Learned State counsel, on instructions from ASI Amit Kumar, states that the money was transferred in the account of Vinay Jha and K.C.Jha and the same was not transferred in the account of the petitioner and the petitioner has joined the investigation.

In view of above, interim order dated 18.11.2019, granting pre-arrest bail to the petitioner, is made absolute.

However, the petitioner shall abide by the conditions as envisaged under Section 438 (2) Cr.P.C.

Petition stands disposed of accordingly.

January 16, 2020

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**(RAJ MOHAN SINGH)
JUDGE**

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