

AJN

non-subsisting legal rights were created for the consideration. On completion of investigation, the final report is filed against the wife wherein, no role has been attributed against the applicant.

3. My attention is invited to the charge-sheet, which sets out the charges against the wife and, the applicant, who is her husband, is only attributed to the role of receiving the amount towards consideration on the basis of the documents, which are alleged to have been forged by the wife.

4. Considering the aforesaid, the applicant was granted protection from arrest and since the prosecution is not able to make a case, seeking custody of the applicant after a lapse of period of 1½ years and since it is not their case that the applicant has not co-operated during the investigation, I deem it appropriate to confirm the order dated 24/02/2020 subject to the stipulation that the applicant would continue to render his co-operation in investigation.

5. The application is disposed of.

[SMT. BHARATI DANGRE, J.]