

CRM-M-33684-2021
Date of Decision : 03.09.2021

State of Haryana **....Respondent**

(Through Video Conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

This is a petition filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No. 0109 dated 08.04.2021 under Sections 120-B, 419, 420, 467, 468 and 471 of the IPC, registered at Police Station Siwani, District Bhiwani, Haryana.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Ajay Kumar S/o Kishan Lal, it is stated that by playing fraud, the accused person showing Kishan Lal and Darshan Lal as alive, who had died much before the year 2010, executed some sale deed with regard to their land.

Learned counsel for the petitioner further submits that the petitioner is an old man aged about 80 years and is Nambardar of the village. Learned counsel has referred to the sale deed dated 30.07.2010, wherein, the Joint Sub-Registrar, Siwani (Bhiwani) while executing the sale deed has made an

endorsement that petitioner, who was witness No.1 is known to the parties as Nambardar and he has identified witness No.2.

Learned counsel for the petitioner further submits that except for identifying witness No.2 i.e. Dharam Pal, there is no allegation that the petitioner in any manner is a beneficiary of the said sale deed.

Learned counsel for the petitioner further submits that one of the co-accused namely Kamla Devi has already been granted the concession of anticipatory bail by this Court vide order dated 01.07.2021 passed in CRM-M-24622-2021.

Learned State counsel does not dispute the factual position.

After hearing learned counsel for the parties, the present petition is allowed and the petitioner is granted concession of anticipatory bail, subject to the conditions envisaged under Section 438(2) Cr.P.C.

However, it will be open for the Investigating Officer to call upon the petitioner to join investigation, if so required, by issuing him a written notice in this regard.

03.09.2021
Chetan Thakur

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No