

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-46673-2021 (O&M)
Date of decision: 11.11.2021

Rohit Kumar

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. R.K. Lathwal, Advocate,
Mr. Man Mohit Malik, Advocate,
Mr. Shubham Khokher, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.117 dated 26.06.2019 under Sections 406, 420, 467, 468, 471, 380 IPC, registered at Police Station Baroda, District Sonipat.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Sandeep Dalal, one member of Village Education Society, the petitioner, on the basis of some forged agreement and documents, has created the Society, which is running a Senior Secondary School since 2003-2004. It is further submitted that the complaint has been

given due to party faction in the village, though the complainant could have raised an issue in this regard before the Registrar, Cooperative Societies and without seeking any adjudication from the competent authority, the police straightway registered the FIR. It is also submitted that the petitioner is in custody since 29.08.2021; investigation is complete and challan stands presented.

Learned State counsel has not disputed the factual position.

After hearing learned counsel for the parties, without commenting anything further on merits of the case and considering the fact that primarily, it appears to be a dispute *inter se* members of the Society with regard to running of the school, which has been given the colour of criminal litigation and also in view of the fact that the petitioner is in custody for the last two and half months; investigation is complete; challan stands presented; offences are triable by the Court of Magistrate and it will take some time in conclusion of the trial, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

11.11.2021
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No