

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

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CRM-M-11165 of 2022

DECIDED ON: 22nd March, 2022

Jaspal @ Yash Pal @ Sandeep

.....PETITIONER

VERSUS

State of Haryana.

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Pankaj Bali, Advocate for petitioner.

Ms. Geeta Sharma, DAG Haryana.

AVNEESH JHINGAN, J (ORAL)

This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No. 71, dated 10.12.2020, under Sections 201, 406, 420, 467, 468, 471, 120-B of IPC 1860 and Sections 7, 13 of Prevention of Corruption Act, 1988, registered at Police Station Munak, Karnal.

The compliant dated 9.12.2020 was made by Sanjiv Kumar. The allegations were that his brother Rajiv went missing in the year 2016 and FIR No. 118, dated 02.08.2016 under Section 365 IPC was got registered in Police Station Civil Line, Karnal. His missing brother was owning and having shares in immovable property. Neelam (sister) in connivance with Jaspal @ Yashpal @ Sandeep (petitioner), Makhan, Jagdish, Mukesh, Vinit Kala, Surinder and official of Health Department Mohinder prepared a forged death certificate of Rajiv and on the basis of death certificate prepared forged *Will* for transfer of the property in their name. During investigation on basis of material collected against the petitioner, he was arrested.

Learned counsel for the petitioner submits that petitioner was roped in this case being husband of co-accused Neelam. Petitioner is in custody since 4.3.2021. No recovery was made from the petitioner, investigation is complete and case is based upon documentary evidence. Co-accused Neelam was granted anticipatory bail and co-accused Sanjeev was granted regular bail by this Court.

Learned State counsel on instructions from SI Parveen Kumar opposes the prayer for grant of bail and submits that challan stands presented.

Without commenting upon the merits of the case, considering the nature of allegations, the fact that investigation is complete, conclusion of the trial is likely to take time, primarily the case is based upon documentary evidence and co-accused Neelam was granted anticipatory bail by this Court and co-accused Sanjeev was granted regular bail, petitioner is directed to be released on bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

22nd March, 2022

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(AVNEESH JHINGAN)
JUDGE

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