

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

CRM-M-14642-2022 (O&M)

Date of decision: 08.09.2022

Ram Narayan

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Vikram Singh, Advocate for the petitioner.

Mr. Ashok Singh Chaudhary, Addl. AG Haryana.

HARNARESH SINGH GILL, J. (ORAL)

Through the instant petition, the petitioner seeks anticipatory bail in case FIR No.103 dated 19.03.2022, registered under Sections 420, 467, 468, 471 IPC, at Police Station Kaithal City, District Kaithal.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case; that as alleged in the FIR, the petitioner has purchased the property of the Municipal Council in connivance with Jagroop Singh, who was in the possession of the same and the sale deed was executed on the basis of assessment record for the year 2018-19; accordingly; that at a later stage, the Municipal Council claimed to be owner of the said property and thereafter, the petitioner filed a suit for permanent injunction wherein vide order dated 16.03.2022, temporary injunction

restraining the Municipal Council was granted and that the Municipal Council also filed a suit on 12.04.2021 challenging the sale deed executed in favour of the petitioner by Jagroop Singh.

Learned counsel for the petitioner further submits that the Municipal Council filed complaint before the Deputy Commissioner, Kaithal, wherein an inquiry was conducted by District Revenue and Inquiry Officer and on the basis of inquiry report dated 29.09.2020, the Deputy Commissioner, ordered the cancellation of the sale deed; that the petitioner challenged the said order passed by the Deputy Commissioner, wherein stay was granted by a Coordinate Bench; that as far as, the present FIR is concerned, vide order dated 06.04.2022 passed by a Coordinate Bench, *ad interim* anticipatory bail was granted to the petitioner with a direction to join the investigation; that vide order dated 10.08.2022, the petitioner was again directed to join the investigation; that in pursuance of the orders dated 06.04.2022 and 10.08.2022 passed by the Coordinate Benches, the petitioner has joined the investigation twice.

Learned State counsel, on instructions from ASI Mahender Singh, submits that though the petitioner has joined the investigation, yet he is not cooperating in the investigation.

I have heard the learned counsel for the parties.

The sale deed was executed by Jagroop Singh in favour of the petitioner and in CWP-9316-2022 preferred by the petitioner challenging the order of the Deputy Commissioner, Kaithal, whereby the sale deed was ordered to be cancelled, stay had been granted.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 06.04.2022 granting *ad interim* anticipatory bail to the petitioner is made absolute, subject to the conditions envisaged in Section 438 (2) of the Code of Criminal Procedure.

(HARNARESH SINGH GILL)
JUDGE

08.09.2022
Mangal Singh

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