

113+233 CRM-27980 of 2022 in/and
CRM-M-25855 of 2022

Ram Pal v. State of Haryana

Present: Mr. Ashit Malik, Advocate,
for the applicant-petitioner.

CRM-27980 of 2022

Vide this application, the petitioner in the accompanying petition seeks to place on record a copy of an order passed by the Collector-cum-Deputy Commissioner, Karnal, dated 28.04.2021, as Annexure P-2 with the accompanying petition.

Notice in the application.

Mr. S. K. Dagar, learned DAG, Haryana, accepts notice at the asking of the court.

The application is allowed subject to all just exceptions and the copy of the aforesaid order is taken on record as Annexure P-2 with the petition.

Main petition

Mr. Malik, learned counsel for the petitioner, submits that the entire issue is a family dispute between brothers, with the petitioner being an attesting witness to a will in favour of one of the sons of the deceased, i.e. Ramji Lal, who has been admitted to bail as he was 85 years of age; and with the order Annexure P-2 being one directing that a mutation qua the land in question be sanctioned in favour of all brothers.

Learned State counsel on the other hand submits that the petitioner

having been declared to be a proclaimed offender earlier and having been arrested in May 2022 itself, he does not deserve to be admitted to bail.

Considering the fact that the dispute is between brothers and the petitioner would otherwise not seem to be beneficiary of the land itself, but of course is alleged to have colluded with a beneficiary to create a forged will, but with the person in favour of whom the forged will was made, having been admitted to bail (as contended), without making any comment on the actual merits of the case, the petition is allowed and the petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds and surety bonds to the complete satisfaction of the CJM/Duty Magistrate concerned, with naturally heavy sureties is to be furnished to the satisfaction of that court, in view of the fact that the petitioner was earlier declared to be a proclaimed offender.

(AMOL RATTAN SINGH)
JUDGE

August 10, 2022
dinesh