

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

CRM-M-7436-2023

Date of Decision: 17.05.2023

**LIAQUAT AND ORS.
VS**

..... PETITIONERS

STATE OF HARYANA

..... RESPONDENT

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Sanjiv Gupta, Advocate for the petitioners.

Mr. Karan Sharma, DAG, Haryana.

GURBIR SINGH, J. (ORAL)

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The prayer in the present petition filed under Section 438 Cr.P.C is for grant of anticipatory bail to the petitioners in case FIR No.0203, dated 07.06.2021 under Sections 34, 406, 420 IPC registered at Police Station Kunjpura, District Karnal.

Vide order dated 21.02.2023 the following order was passed by this Court:-

“Learned counsel for the petitioners submits that the petitioners had entered into an agreement to sell and received sum of Rs.15,50,000/- only as earnest money. The petitioners also gave legal notice to the complainant and other proposed vendees for getting the sale deed registered but they were not ready with the balance amount, therefore, they failed to attend the office of the Registrar Authority on the date fixed. Another notice was also given to them but to no effect. The Dispute is purely civil in nature. Learned counsel for the petitioners further submits that land, which was earlier restored in the year 1974, was cancelled at the instance of the complainant. He has placed vernacular copy of the letter dated 19.12.2019 today in the Court and the same is taken on record. There was no dispute regarding the title of the property.

Notice of motion.

At the asking of the Court, Mr. Karan Sharma, DAG, Haryana, appears and accepts notice on behalf of the respondent-State. A copy of the paper book be supplied to him during the course of the day. He seeks some time to file status report in the matter.

List on 17.05.2023.

Meanwhile, in the eventuality of arrest of the petitioners in the instant case, they shall be enlarged on interim bail subject to their furnishing personal bond/surety bond to the satisfaction of Investigating Officer/Arresting Officer. The petitioners shall join the investigation as and when called upon to do so by the Investigating Agency. The petitioners shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.”

Learned counsel for the petitioner states that petitioner Nos. 2 to 7 have joined the investigation. He further submits that petitioner No.1 has since expired and he wants to withdraw the present petition qua petitioner No.1.

Learned State counsel, on instructions from ASI Gaurav Singla (0202) (P) submits that petitioner No.1 has since expired and in compliance of the order dated 21.02.2023, petitioner Nos. 2 to 7 have joined the investigation and they are not required for any custodial interrogation.

In view of above, the petition qua petitioner No.1 is ordered to be dismissed as withdrawn and order dated 21.02.2023 granting interim bail to the petitioner Nos. 2 to 7, is made absolute. The petitioners shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.

Petition is disposed of accordingly.

17.05.2023

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(GURBIR SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No