

CRM-M-10166-2022

Date of decision: 28.02.2023

RESHMI

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. S.S.Aviraj, Advocate for the petitioner.

Mr. Ranvir Singh Arya, Addl. AG, Haryana.

VIVEK PURI, J. (ORAL)

On 04.04.2022, the following order was passed:-

“The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.375 dated 23.7.2018, Police Station Dharuhera, District Rewari, under Sections 420, 467, 468, 471 and 120-B of Indian Penal Code.

As per the case of the complainant/bank, the complainant (sic.petitioner) had raised a loan of Rs.3 lakhs from the bank and had hypothecated her land by furnishing revenue documents, wherein her share in the land was reflected as 4.96 Hectares. However, the petitioner did not pay any installment. Later upon verification, it was found that the share of the petitioner was infact 2.7 Hectares and that she had furnished false and fabricated revenue documents. Learned counsel for the petitioner submitted that the amount of loan, which is due, can very well be recovered from aforesaid 2.7 Hectares of land, which stands mortgaged with the bank and that the petitioner is an illiterate lady and had no clue about the correctness of documents furnished at the time of raising loan. It has further been submitted that there have been several other identical cases in the area and that in all those cases, the accused had been granted anticipatory bail. Learned counsel, in this regard, has drawn the attention of this Court to various orders annexed as Annexures P-3 to P-8.

Notice of motion for 1.9.2022.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to her furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join investigation as and when called upon to do so and cooperate with the

Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner contends that in pursuance of interim directions, the petitioner has joined the investigation.

On instructions from SI Pritam, learned State counsel submits that the petitioner has joined the investigation and his custodial interrogation is not required.

In view of the aforesaid submissions, the order dated 04.04.2022, granting interim bail to the petitioner is made absolute.

The petition is allowed.

28.02.2023

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(VIVEK PURI)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No