

S. No.102

2023:PHHC:130648

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

CRM-M-49066 of 2023

Date of Decision:09.10.2023

Shyam Sunder

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. R.S. Mamli, Advocate for the petitioner.

DEEPAK GUPTA, J. (Oral)

By way of present petition filed under Section 438 Cr.P.C., petitioner has prayed for grant of anticipatory bail in case FIR No.0299 dated 06.04.2022 registered under Sections 120-B, 406, 420, 467, 468, 471 IPC at Police Station Yamuna Nagar, District Yamuna Nagar.

It is contended by learned counsel for the petitioner that the impugned sale deed is dated 11.05.2016 in favour of the petitioner and co-accused Shashi Sethi which has been challenged by lodging this FIR in 2022. Still further, it is contended that similarly placed co-accused Shashi Sethi has already been allowed anticipatory bail in case CRM-M-23647 of 2022 (O&M) decided on 27.09.2022.

Notice of motion.

Mr. Randhir Singh, Addl. AG, Haryana, accepts notice on behalf of the respondent- State. Ms. Nancy Vashistha, Advocate, appears for the complainant.

Learned State Counsel does not dispute the afore-said contentions made by learned counsel for the petitioner to the effect that case of the petitioner is on similar footing as that of co-accused Shashi Sethi.

In view of the above submissions, but, without commenting upon merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of his arrest, the petitioner shall be released on bail by the Investigating Officer subject to his furnishing bail bonds/ surety bonds to the satisfaction of Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C.

October 09, 2023
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No