



CRM-M-19506-2024

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

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Date of decision : 14.05.2024

DALIP MATA

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present : Mr. Aman Pal, Advocate for the petitioner.

Mr. Viney Phogat, DAG, Haryana.

Mr. Pavan Malik, Advocate for the complainant.

KARAMJIT SINGH, J. (ORAL)

1. The present petition has been filed by the petitioner under Section 439 Cr.P.C. for grant of regular bail in case having FIR No. 562 dated 28.11.2022 under Section 420 IPC (Sections 467, 468, 471 and 120-B IPC added lateron) registered at Police Station Model Town, District Rewari.

2. As per the allegations leveled in the FIR, father of the complainant was owner of shop No.3, New Sabzi Mandi, Rewari. The petitioner and other accused submitted false indemnity bond to market committee Rewari to the effect that father of the complainant had no legal heir and further sought transfer of half share of the said property in their names and sought allocation of a shop in new vegetable market. The aforesaid documents were submitted by the accused persons to usurp the property of the complainant. During investigation, the petitioner was arrested.

3. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case. It is further submitted that petitioner is not the beneficiary in the present case. That the main beneficiary namely Dilbagh Rai Dhingra is already enlarged on regular



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bail by the Court of Additional Sessions Judge, Rewari vide order dated 12.10.2023 (Annexure P-2). It is further submitted that now parties have entered into a compromise. That in the given circumstances, no purpose is going to be served by keeping the petitioner in custody for any longer period.

5. The present petition is resisted by the State counsel who submits that as per custody certificate, the petitioner is in custody for the last about 1 month and 15 days. However, the State counsel has not disputed the fact that main beneficiary Dilbagh Rai Dhingra was granted benefit of regular bail by the Court of Additional Sessions Judge, Rewari vide order (Annexure P-2).

6. The counsel appearing on behalf of the complainant submits that complainant is having no objection if the present petition is allowed, as the parties have settled their dispute in an amicable manner.

7. In the given circumstances, no purpose is going to be served by keeping the petitioner who is having no criminal history, in custody for any longer period.

8. For the foregoing reason, without expressing any opinion on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing of bail bonds and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(KARAMJIT SINGH)
JUDGE

14.05.2024
monika/yogesh

Whether speaking/reasoned ? Yes/No
Whether Reportable ? Yes/No