

CRM-M-3897-2025

			120B IPC	Gurugram, Haryana
10	161	2022	419, 420, 467, 468, 471, 120B IPC	Sushant Lok, Distt. Gurugram, Haryana
11	561	2016	419, 420, 467, 468, 471, 120B IPC	Sadar, Gurugram
12	109	2021	419, 420, 467, 468, 471, 120B IPC	Sushant Lok, Gurugram

3. The petitioner's counsel prays for bail by imposing any stringent conditions and contends that further pre-trial incarceration would cause an irreversible injustice to the petitioner and their family.

4. The State's counsel opposes bail and refers to the reply.

5. Allegations against the petitioner and his role is mentioned in para 13 of the status report, which reads as follows:-

“13. That the role of the petitioner Subhash Chand Arora in the present case is that he had affixed his signatures as attesting witness upon the Sale Deed No.7281 dated 26.07.2019, whereby the petitioner had identified the fake woman/impersonator as Raj Kumari Yadav, whereas the real person Rajkumari Yadav had already died on 13.11.2016. In this way, the petitioner aided in the fraud committed by the accused person with respect to Plot No.76, Block C, Sushant Lok Phase-I, Gurugram.”

REASONING:

6. Duty is cast upon an identifier more than the impersonator as he is identifying a wrong person knowingly. Given the above allegations and coupled with the massive criminal history against the petitioner of similar type of cases, he is not entitled to bail.

7. A perusal of the bail petition and the documents attached prima facie points towards the petitioner's involvement and does not make out a case for anticipatory bail. The impact of crime would also not justify anticipatory bail. Any further discussions will likely prejudice the petitioner; this court refrains from doing so.

8. Any observation made hereinabove is neither an expression of opinion on the case's merits nor shall the trial Court advert to these comments.

9. **Petition dismissed.** All pending applications, if any, are disposed of.

(ANOOP CHITKARA)
JUDGE

25.03.2025

anju rani

Whether speaking/reasoned: Yes

Whether reportable: No.