

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

CRM-M-6177 of 2015
Date of Decision: 02.07.2015

Kamalpreet Singh

....Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Ms. Kuljeet Kaur, Advocate for
Mr. L.S. Sidhu, Advocate
for the petitioner.

Mr. Ashish Sanghi, DAG, Punjab.

SNEH PRASHAR, J. (Oral)

1. The present petition has been filed under Section 438 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of anticipatory bail to the petitioner in case First Information Report No.33 dated 09.02.2015 under Section 420, 465, 467, 468, 471 and 120-B of the Indian Penal Code (for short 'IPC) registered at Police Station Zira, District Ferozepur.

2. Heard the submissions made by learned counsel representing the petitioner Ms. Kuljeet Kaur, Advocate and Mr. Ashish Sanghi, DAG, Punjab representing the State.

3. It was submitted by learned counsel for the petitioner that the petitioner in compliance of the order dated 25.02.2015 has joined the investigation and nothing is to be recovered from him. The main

submission of the petitioner is that he was not Amna @ Mota s/o Rajpal @ Raja and was being involved under mistaken identity.

4. Learned State counsel opposed the prayer of the petitioner and submitted that during investigation statement of Sarpanch Smt. Gurmej Kaur, Member Panchayat Gurjuj Singh and one Jagdish Singh s/o Sarban Singh of Village Sande Hasham District Ferozepur had been recorded on 13.04.2015 by the Investigating officer. All three of them had unequivocally stated that the petitioner is inhabitant of their village and is personally known to them. He is known as Amna @ Mota s/o Rajpal @ Raja. They have also stated that Amna @ Mota is also known as Kamalpreet Singh and his father Rajpal @ Raja is known as Beant Singh.

Affidavit of Hardev Singh, Deputy Superintendent of Police, Zira, District Ferozepur and copies of the statements have been placed on file. The material collected by the police leaves no doubt that the petitioner is the accused wanted in the present case.

Learned State counsel submitted that though the petitioner had joined investigation in compliance of order dated 25.02.2015 but receipts forged by him and the laptop (computer) and pendrive used for forging receipts by fixing seals of Punjab Small Industry and Export Corporation Ltd. are yet to be recovered and the petitioner was not co-operating for the same.

5. Apparently, the allegation against the petitioner is that he and his co-accused Mohit were indulging in preparing and selling

forged and fabricated receipts using seals of Punjab Small Industry and Export Corporation Ltd.

The allegation against the petitioner is serious which requires thorough investigation and for that custodial interrogation of the petitioner is required. Recoveries are yet to be effected from the petitioner and finding no ground for grant of anticipatory bail to the petitioner , the petition is hereby dismissed.

July 02, 2015
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(SNEH PRASHAR)
JUDGE