

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

205

**CRM-M-1945-2016 (O&M).
Decided on: May 3, 2016.**

Dharminder Kumar Patwari

.. Petitioner(s)

VERSUS

State of Punjab

.. Respondent(s)

*** * ***

CORAM: HON'BLE MR.JUSTICE M.M.S.BEDI

*** * ***

**PRESENT Mr.O.P.Hoshiarpuri, Advocate,
for the petitioner.**

Ms.H.K.Athwal, DAG. Punjab.

M.M.S. BEDI, J. (ORAL)

Petitioner is working as Patwari. The FIR was registered at the instance of Ashwani Kumar Kohli alleging that on the basis of forged revenue record purported to be signed by the petitioner, co-accused Bhajan Singh, Balkar Singh, Inder Singh and Ranjit Singh had obtained loan though they were not actually owners of the property and cheated the bank.

Counsel for the petitioner has submitted that the petitioner had not been posted as a Patwari during the period when the alleged revenue record was prepared. He has also argued that the loan amount has already been paid.

A perusal of the police file indicates that the loan amount has already been paid but a certificate to that effect by the bank officials is not being issued.

The Investigating Officer appears to have not been able to secure evidence till date regarding petitioner having prepared forged revenue record.

In view of the fact that the petitioner is a government employee not likely to abscond and loan having been repaid, the petitioner can be granted the concession of pre-arrest bail as the present case does not appear to be a case of custodial interrogation.

The petition is allowed. It is ordered that in case of arrest of the petitioner, he shall be released on bail to the satisfaction of the arresting officer subject to the conditions that the petitioner will join investigating as and when required and will not tamper with the evidence or hamper investigation in any manner. The petitioner will also give his specimen signatures as and when required by the investigating agency.

(M.M.S. BEDI)
JUDGE

May 3, 2016.
rka