

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

CRM-M No. 21257 of 2016 (O&M)

Date of decision: 04. 08.2016

Kalawati

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. M.S. Khillan, Advocate
for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

Respondent No.2 in person with
Mr. P.S. Hundal, Advocate for the complainant.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in case FIR No.328, dated 27.04.2016, registered under Sections 420, 467, 468, 471 and 120-B IPC, at Police Station Civil Lines, Karnal.

It is contended that petitioner has been falsely roped in the instant case by the complainant. The alleged fake and fabricated transfer certificate is a valid document as the same was issued after proper verification and attestation by the Principal of the school. The Central Board of Secondary Education also verified the said certificate. The co-accused Pankaj Bhalla has already been allowed interim bail by this Court, vide order dated 21.07.2016. In pursuance of order dated

17.06.2016, the petitioner has joined the investigation.

On the other hand, the learned State counsel submits that though the petitioner has joined investigation but she along with his co-accused/husband and one Pankaj Bhalla, obtained a fake and forged transfer certificate to meet the eligibility condition for contesting the election and has been elected as Sarpanch.

Heard.

As per the record, the petitioner in connivance with co-accused has obtained the transfer certificate on the basis of forged and fabricated documents. The co-accused/husband of the petitioner had appended his signature against column for parents in the admission form of the petitioner. In fact, the petitioner was never admitted to Guru Harkrishan School. The certificate held by the petitioner is not as per record and is a fabricated document. The petitioner is the beneficiary of the certificate in question. Keeping in view the nature of offence, this Court is not inclined to grant anticipatory bail at this stage.

Dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

04.08.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable: Yes No