

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No. M-21730 of 2016

Date of Decision: 22.09.2016

Kamaljeet

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Ms. Diepa Singh, Advocate
for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

HARI PAL VERMA J.(Oral)

Prayer in the present petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner in a case FIR No.79 dated 6.6.2016 under Sections 420, 465, 468, 471 IPC registered at Police Station Raipur Rani, District Ambala.

Vide order dated 24.6.2016, this Court while issuing notice of motion, has granted interim bail to the petitioner subject to his joining investigation and complying with the conditions under Section 438(2) CrPC.

Learned counsel for the petitioner submits that pursuant to order dated 24.6.2016 passed by this Court, the petitioner has joined investigation.

On the other hand, learned State counsel, on instructions from ASI Ram Bhaj, does not dispute the aforesaid fact. However, he submits that the Matriculation certificate produced by the petitioner for contesting the election of Village Sarpanch is fake and therefore, she is not entitled for anticipatory bail.

I have heard learned counsel for the parties.

The fact as to whether the Matriculation certificate filed by the petitioner for contesting the election of Village Sarpanch, is fake or not is a matter of trial. Considering the fact that petitioner has the joined investigation, the present petition is allowed and the interim order dated 24.6.2016 is made absolute.

However, the petitioner shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.

September 22, 2016
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?
Whether reportable?

Yes / No
Yes / No