

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

***CRM No.M-3201 of 2016 (O&M)  
Date of decision : 16.05.2016***

|                         |     |                       |
|-------------------------|-----|-----------------------|
| <i>Pardeep Kumar</i>    | Vs. | <i>... Petitioner</i> |
| <i>State of Haryana</i> |     | <i>... Respondent</i> |

***2. CRM No.M-7393 of 2016 (O&M)  
Date of decision : 16.05.2016***

|                         |     |                       |
|-------------------------|-----|-----------------------|
| <i>Subhash Chhabra</i>  | Vs. | <i>... Petitioner</i> |
| <i>State of Haryana</i> |     | <i>... Respondent</i> |

***CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.***

Present: Mr. J.S. Hooda, Advocate and  
Mr. Kunal Dawar, Advocate for the petitioner(s).

Mr. Anmol Malik, AAG, Haryana.  
.....

***TEJINDER SINGH DHINDSA, J.***

This order shall dispose of CRM No.M-3201 of 2016 titled as Pardeep Kumar Vs. State of Haryana and CRM No.M-7393 of 2016 titled as Subhash Chhabra Vs. State of Haryana as both these petitions have been filed under Section 439 Cr.P.C. and arise out of the same FIR i.e. FIR No.407 dated 17.11.2015, under Sections 420/467/468/471 IPC, registered at Police Station Old Faridabad, District Faridabad and the prayer is for grant of regular bail to the petitioners therein pending trial.

Counsel for the parties have been heard.

FIR in question was registered on the basis of secret information that Pardeep Kumar i.e. petitioner in CRM No.M-3201 of 2016 had opened an office under the name and style of Shri Ram Motors and was indulging in preparing fake registration certificates, permits and fitness certificates of different class of vehicles.

During the course of investigation, even the name of one

Subhash Chhabra i.e. petitioner in CRM No.M-7393 of 2016 surfaced and as such, he was also nominated as an accused.

Pardeep Kumar was arrested on 17.11.2015 and Subhash Chhabra on 19.11.2015.

On 17.03.2016, the following order was passed by this Court:

*“The FIR in question was registered on the basis of a secret information that Pardeep Kumar i.e. petitioner in CRM No.M- 3201 of 2016 had opened an office under the name and style of Shri Ram Motors and was indulging in preparing fake registration certificates, permits and fitness certificates of different classes of vehicles.*

*Apparently, investigation in the present case having been completed, challan has been presented and in which the petitioner as also one co-accused i.e. Subhash Chhabra (petitioner in CRM No.M- 7393 of 2016) have been nominated as accused.*

*Hearing in these two connected petitions is being deferred to 25.04.2016 to enable State counsel to file a specific affidavit with regard to the precise number of vehicles in respect of which the registration certificates have found to be forged/false, the class of vehicles involved be that commercial/ passenger, the number of fake permits and fitness certificates recovered from the possession of the accused or the office premises.*

*The affidavit would also indicate as to whether upon seizure of such forged and fabricated documents any follow up action has been taken with regard to seizing of the vehicles as also nominating the owners of such vehicles as co-accused in the present case.”*

In purported compliance of the order passed by this Court, an affidavit dated 09.05.2016 of the Assistant Commissioner of Police, Sarai, Faridabad has been filed and placed on record. Perusal of the same would

reveal that even though a number of blank forms and seals of RTA Mewat , RTA Gurgaon and RTA Faridabad had been got recovered but only documents pertaining to one commercial vehicle bearing registration No.HR-38-M-5373 make Tata was recovered. Even the vehicle in question is stated to have been recovered from the present petitioners.

Investigation in the case is complete, challan stands presented and even charges have been framed.

The trial is stated to be at the very initial stage as out of 11 prosecution witnesses cited, none has been examined.

Without making any observations on merits and keeping in view the length of incarceration already suffered, the petitioners in both these connected petitions are held entitled to the benefit of bail.

Both the petitions are allowed. Petitioners in both these connected petitions be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Faridabad.

Disposed of.

**16.05.2016**

*harjeet*

**(TEJINDER SINGH DHINDSA)  
JUDGE**