

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

(210)

CRM-M-33612-2016

Decided on: October 26, 2016.

Mahesh Kumar

.... Petitioner

Versus

State of Haryana

..... Respondent

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

Present: Mr. Nipun Vashist, Advocate, for the petitioner.

Mr. C.S. Bakhshi, Addl. A.G., Haryana.

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

Petitioner seeks concession of pre-arrest bail in a case registered at the instance of SDO (Civil) Bawal alleging that one Manoj Kumar had got a statement recorded to the effect that the petitioner while working as Computer Operator/Ahlmad in the office of SDO (Civil) Bawal, on the pretext of getting a case decided in favour of father of the complainant, had obtained a sum of Rs.1 lac and supplied a forged copy of the order dated 09.08.2016 whereas the case is still pending.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case on account of rivalry in the village at the instance of Jagdish, father of the complainant.

With the assistance of learned State counsel, I have gone through the record which indicates that the prosecution agency has recorded the statement of Rampal and Rattan Lal who had seen Manoj Kumar handing over money to the petitioner.

It will not be appropriate for this Court to enter into admissibility, strength or reliability of the evidence of the witnesses as the allegations against the petitioner do not appear to be vague or uncertain and the prosecution agency has got sufficient material in the shape of oral and documentary evidence.

No extraordinary exceptional circumstances exist to grant concession of pre-arrest bail to the petitioner.

The petition is dismissed.

Nothing mentioned in this order shall be considered as expression of any opinion on merits of the case and in case, the petitioner surrenders before the competent officer of the police or the Court of competent jurisdiction to seek concession of regular bail in accordance with law, it will be appreciated, in case, regular bail application of the petitioner is decided expeditiously, in case of the petitioner appearing before the Court in the first week of November, 2016.

(M.M.S. BEDI)
JUDGE

October 26, 2016

harsha

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No