

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

CRM-M-19980-2017

Date of Decision: 09.08.2017

Sanjeev

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sandeep Parkash Chahar, Advocate,
for the petitioner.

Mr. B.S. Virk, DAG, Haryana.

INDERJIT SINGH, J. (Oral)

Petitioner-Sanjeev has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.293 dated 11.12.2016, registered at Police Station Civil Lines Bhiwani, District Bhiwani, under Sections 420, 120-B, 379, 468, 471, 201 and 212 IPC and Section 66-D of the Information Technology Act, 2000.

Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that as per the prosecution version, a candidate bearing Roll No.1510834447 with name Narender Kumar was appearing in the examination for the post of Clerk on 11.12.2016 (Evening

Shift) and while he was in the room, the Invigilator found a small chit of answer key for Set-A in carbon copy form. The present petitioner has been nominated on the basis of disclosure statement of co-accused Jatinder with the allegation that he has brought some candidates. Conspiracy/connivance has also been alleged against him.

In pursuance of the interim order dated 31.05.2017 passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. Therefore, no useful purpose will be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 31.05.2017, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

09.08.2017
parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	No
	Whether reportable	:	No