

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

CRM-M-27113 of 2017.

Decided on:- July 28, 2017.

Sukhwinder Singh.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

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

Present:- Mr. Amandeep Kansal, Advocate
for the petitioner.

HARI PAL VERMA, J.

Prayer in this petition filed under Section 438 Cr.PC is for grant of anticipatory bail to the petitioner in FIR No.68 dated 26.04.2017 under Sections 420, 465, 467, 468 and 471 IPC registered at Police Station Division No.2, Pathankot, District Pathankot.

The aforesaid FIR was registered against the petitioner. As per the prosecution, the petitioner had applied for recruitment in the Punjab Police as a Constable in Ex-Serviceman category and was selected. He was allotted Constable No.1176/PTK. At the time of fulfilling the selection procedure, the petitioner had deposited matriculation certificate bearing serial No.Y2K-183919, result card bearing serial No.9T3U-785588 and his roll No.581162 of the year 1996 along with other documents.

The said certificate was sent to the Punjab School Education Board, S.A.S. Nagar. On verification, the Education Board, vide letter No.D-3732 dated 06.03.2017 had sent the verification report and as per their record,

roll No.581162 of 10th class March 1996, District Mansa was issued to Balwinder Singh Sidhu son of Hardev Singh and not to the petitioner. Thus, it was reported that the certificate produced by the petitioner was not issued by the Education Board in the name of the petitioner. Rather, the same was issued in the name of Balwinder Singh Sidhu.

Learned counsel for the petitioner has argued that as per the FIR, it is clear that the petitioner has not prepared and signed any single document for which he can be held responsible for the offence of forgery. The certificate was issued by the Board having signatures of the competent authority i.e. Secretary. The petitioner had appeared in the matriculation examination and deposited the fee on asking of some person, who claimed that he knows a person who runs educational institute. In this manner, the petitioner was given a certificate of 10th class.

I have heard learned counsel for the petitioner.

The petitioner has sought employment in Punjab Police on the basis of the matriculation certificate, which was otherwise found to be fake. He is the beneficiary of this certificate. Therefore, the allegations against the petitioner are serious in nature and he is not entitled for the relief of anticipatory bail.

The present petition is, accordingly, dismissed.

(HARI PAL VERMA)
JUDGE

July 28, 2017

Yag Dutt

Whether speaking/reasoned: Yes

Whether Reportable: No