

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

CRM-M-3933-2018
Date of decision:-3.4.2018

Inderjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE H.S.MADAAN

Present: Mr.V.K. Sandhir, Advocate
for the petitioner.

Mr.Saurav Khurana, DAG, Punjab.

H.S. MADAAN, J.

This petition for regular bail has been filed by Inderjit Singh – an accused in FIR No.168 dated 22.12.2017, under Sections 420/467/468/471/120-B IPC, registered with Police Station Chatiwind, Amritsar.

Briefly stated, facts of the case as per prosecution story are that Mehar Singh SHO of Police Station Chatiwind, Amritsar submitted an application before Judicial Magistrate ist Class, Amritsar seeking verification of release order dated 16.12.2017 alleged to have been issued by that Court for release of vehicle No.PB02-DF-3283 seized in traffic challan Form No.313882 dated 15.12.2017. The Magistrate called report

of Ahlmad, who informed that no such traffic challan had been received or disposed of by that Court and no such release order had been issued by the Court in question. The Judicial Magistrate after perusing original release warrant found that it did not bear his signatures and rather those were forged and fabricated. The SHO was informed accordingly. He was directed to register FIR in the matter and then to carry out investigation. Accordingly, formal FIR was registered and investigation in the case started. Hardev Singh, accused/owner of the vehicle, which had been impounded was arrested. During the course of interrogation, he disclosed that he had gone to the Court complex in connection with challan in question and met Inderjit Singh (present petitioner) working as Naib Court in the said Court, who introduced him to one Vipin Dey, Advocate; then Inderjit Singh and Vipin Dey, Advocate demanded Rs.3,000/- from him for release of the vehicle, though the deal was stuck for Rs.2,300/-. According to Hardev Singh, he did not appear before any Court and in the evening Inderjit Singh and Vipin Dey, Advocate gave him release order on which basis he got the tempo released from the police station. Inderjit Singh was arrested in this case on 6.1.2018 and during the course of interrogation, he suffered a confessional statement admitting his guilt stating that he had done so in connivance with co-accused Vipin Dey, Advocate. He had filed an application for regular bail in the Court of Sessions, which was declined by Additional Sessions Judge, Amritsar vide order dated 20.1.2018, as such, he has approached this Court with the same request.

Notice of the petition was given to respondent – State and

counsel representing the State has put in appearance.

I have heard learned counsel for the parties besides going through the record.

The allegations against the petitioner are very grave and serious of forging signatures of Judicial Magistrate on the release warrant and creation of receipt of Rs.2,300/- by him and his co-accused. The petitioner is a police official, as such a member of disciplined force. He is not supposed to indulge in such type of illegal activities. The Court cannot show leniency to a criminal accused of forging of Court orders and facilitating release of vehicle on forged and fabricated documents, in the process fleecing innocent persons. There are reasonable chances of the petitioner tampering with the prosecution evidence and absconding, if granted bail.

Therefore, finding no merit in the petition, the same stands dismissed.

3.4.2018
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No