

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

CRM-M-4648-2018

Date of decision:-20.2.2018

Ved Parkash Verma

...Petitioner

Versus

State of Haryana

...Respondent

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

Present: Mr.Vikrant Pamboo, Advocate
for the petitioner.

Mr.Neeraj Poswal, AAG, Haryana.

H.S. MADAAN, J.

This petition under Section 438 Cr.P.C. for pre-arrest bail has been filed by the petitioner – Ved Parkash Verma, an accused in FIR No.34 dated 7.2.2017, under Sections 420, 437, 468, 471, 120-B IPC, registered with Police Station Ambala Cantt. District Ambala.

Briefly stated, the prosecution story is that the petitioner Ved Parkash Verma had issued wrong School Leaving Certificates to Balinder and Sukhvir giving incorrect dates of birth and by using such certificates, they tried to get themselves recruited in the Indian Army but were unsuccessful. The Army authorities engaged in recruitment process found that 20 candidates had produced certificates containing wrong information. On information being given to the police, formal FIR was registered.

Apprehending his arrest in this case, the petitioner had approached the Court of Sessions seeking grant of pre-arrest bail by filing an application, however, his such request was declined by learned Additional Sessions Judge, Ambala vide order dated 19.1.2018. As such, the petitioner has approached this Court asking for similar relief.

Notice of the petition was given to respondent – State, which put in appearance through counsel.

I have heard learned counsel for the parties besides going through the records and I do not find any merit in the present petition.

Learned counsel for the petitioner has submitted that the petitioner has not committed any wrong. The students were admitted on the basis of Aadhar Card and then School Leaving Certificates were issued on the basis of such admission record, therefore, the petitioner has not committed any offence.

Whereas learned State counsel has vehemently contended that things are not that simple as are being put forward by the learned counsel for the petitioner. The certificates in question containing wrong information with regard to dates of birth had been intentionally issued by the petitioner to enable Balinder and Sukhvir to get themselves recruited in the Indian Army, which otherwise they would not have been able to do, in that way making an attempt to facilitate the entry of two persons in Indian Army, when otherwise they were ineligible, thus playing with the national security and no leniency should be shown to him and his custodial interrogation is required to unearth the complete scam.

After hearing the rival contentions of learned counsel for the

parties, I find that admittedly, the petitioner had issued School Leaving Certificates to Balinder and Sukhvir containing information, which was factually false. He has committed a serious offence.

Custodial interrogation of the petitioner is definitely required for complete and effective investigation so as to find out as to under what circumstances he had prepared such certificates and which persons had helped him in doing so. In case custodial interrogation of the petitioner is denied to the investigating agency that would leave many loose ends and gaps in the investigation affecting the investigation being carried out adversely which is not called for.

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

20.2.2018
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No