

206-2

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

CRM-M-30372 of 2019

Date of decision: September 12, 2019

Lekhram

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Jagbir Singh, Advocate for the petitioner.

Mr. Arun Beniwal, DAG Haryana.

MAHABIR SINGH SINDHU, J (Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to petitioner, in FIR No.55 dated 04.03.2019, under Sections 420, 467, 468, 471 of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Dadri City, District Charkhi Dadri.

As per prosecution case, petitioner forged his date of birth documents in order to participate in the recruitment process of the Army.

On 19.07.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that date of birth of the petitioner is 11.10.1998 and not 01.01.1994 and thus, there is nothing wrong to participate in the recruitment process.

Notice of motion for 12.09.2019.

In the meanwhile, the petitioner is directed to join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim

bail in the present case till the next date of hearing on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.

To be heard along with CRM-M-29279-2019.”

Learned State counsel, on instructions from Head Constable Vinod Kumar, has stated that in terms of order dated 19.07.2019, the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, order dated 19.07.2019 granting interim bail to the petitioner, is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that the petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

September 12, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No