

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

**CRM-M-7193 of 2020
Date of Decision:-24.02.2020**

Amarpal Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Sushil Kumar Verma, Advocate
for the petitioner.

Mr. Gaurav Bansal, AAG, Haryana.

JASGURPREET SINGH PURI J.(Oral)

Petitioner-Amarpal Singh has filed the present petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.73 dated 07.4.2016, under Sections 193, 419, 420, 467, 468, 471 and 120-B IPC, registered at Police Station Ellenabad, District Sirsa.

Learned counsel for the petitioner has *inter alia* argued that in the present case the FIR was lodged on the request of learned Judicial Magistrate for taking action against Harminder Singh, Lakhbir Singh and Manmohan Singh on the allegation that Lakhbir Singh impersonated Amarpal Singh in a dispute relating to the property. Learned counsel for the petitioner has further argued that if somebody has impersonated in his name then why the petitioner should be held liable for the same, therefore,

ropeing the petitioner in the present case is against the law.

Notice of motion in the case was issued on 18.2.2020 and today the learned State counsel has put in appearance.

Mr. Gaurav Bansal, AAG, Haryana, on instructions from ASI Anil Kumar stated that in the present case although the petitioner himself was impersonated by one Lakhbir Singh but his interrogation would certainly be required to ascertain the truth but so far as the custodial interrogation is concerned, he fairly states that the custody of the petitioner would not be required but he may be directed to join the investigation as and when required by the investigating agency and to fully cooperate with the investigation process.

In view of the stand taken by learned State counsel, the present petition is allowed. In the event of arrest, the petitioner is ordered to be released on bail to the satisfaction of the Arresting Officer/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

February 24, 2020
Vijay Asija

(JASGURPREET SINGH PURI)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No