

In the High Court of Punjab and Haryana at Chandigarh

PARAMJIT KAUR SAINI
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(Proceedings conducted through video conferencing)

CRM-M- 13030 of 2020

Date of Decision: 28.5.2020

Akshay Kumar

---Petitioner

versus

State of Haryana

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr.Rohit Mittal, Advocate
for the petitioner**

Rekha Mittal, J.

Petitioner prays for grant of bail in anticipation of arrest in FIR No. 199 dated 17.8.2019 registered at Police Station, Sadar Narnaul, District Mohindergarh for offence under Sections 420, 467, 468 and 471 of the Indian Penal Code (in short "IPC").

Notice of motion to the Advocate General, Haryana.

Mr. Apoorv Garg, DAG, Haryana appears on behalf of State of Haryana.

Counsel for the petitioner would contend that even if there is some addition made in the birth certificate of Sikandar @ Pohkar by adding the name of Sikandar @ Pohkar in addition to Satyanand, there are no materials to prima facie prove that the said addition was made by the petitioner. It is further argued that the alleged forged certificate is in custody of the Court in another criminal case registered against Sikandar @ Pohkar wherein Sikandar @ Pohkar raised the plea of being juvenile and entitle to benefit of the Juvenile Justice (Care and Protection of Children)

Act, 2015 (in short “the Act”).

Counsel representing State of Haryana, on the contrary, would argue that birth certificate in the name of Satyanand wherein name of Sikandar was mentioned in the bracket was produced by the petitioner before a Court of Law in criminal proceedings lodged against Sikandar @ Pohkar for extending benefit of the Act to said Sikandar @ Pohkar. It is further argued that present case has been registered against the petitioner on the complaint lodged by COC of the Court of Additional Chief Judicial Magistrate, Narnaul.

Taking into consideration gravity of allegations against the petitioner who allegedly produced a forged birth certificate of Sikandar @ Pohkar in the Court, the petitioner does not deserve to be extended benefit of bail in anticipation of arrest, a concession to be allowed by the Court only in cases where a false case has been registered on account of political vendetta or extraneous considerations.

Dismissed.

(Rekha Mittal)
Judge

28.5.2020

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No