

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-46906-2019 (O&M)
Date of Decision:-27.1.2020

Happy	Versus	... Petitioner
State of Haryana		... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Vishal Sharma Haritwal, Advocate for the petitioner.

Mr. Ashok Singh Choudhary, Addl. Advocate General, Haryana,
assisted by ASI Rajesh Kumar.

GURVINDER SINGH GILL, J.(Oral)

1. The petitioner has approached this Court seeking grant of regular bail in respect of a case registered vide FIR No.423 dated 16.7.2018 at Police Station Quilla Panipat, District Panipat under Sections 420, 467, 468 and 471 of Indian Penal Code.
2. The case of prosecution, in nutshell, is that one Ankit Sachdeva appeared before the Court of learned Judicial Magistrate 1st Class and stated that he had never stood surety for accused Deepak on 12.12.2018 and submitted an application for taking appropriate action against Deepak and the alleged impersonator of Ankit Sachdeva. It is further the case of prosecution that upon receipt of said application by the learned Magistrate namely Ms. Jyoti Grover, formal FIR was lodged.
3. During the course of investigation statement of co-accused Rohtash, who had identified the petitioner, was recorded. Upon further investigation it

transpired that the petitioner had forged Aadhar Card at the time of furnishing surety bonds.

4. The learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in the present case and that since investigation is complete and challan stands presented, the petitioner may be released on bail.
5. Opposing the petition, th learned State counsel has submitted that since during the course of investigation clinching evidence has been collected to connect the petitioner with alleged furnishing of false sureties, no case for grant of bail is made out. The learned State counsel has, however, informed that the petitioner has been behind bars since the last about 6 months and although challan has been presented but not even a single PW has been examined so far.
6. Having regard to the facts and circumstances especially that the petitioner has been behind bars since the last about 6 months and till date not even a single PW has been examined, further detention of the petitioner would not serve any useful purpose as the conclusion of trial is likely to take some time.
5. The petition, as such, is accepted and it is ordered that the petitioner be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

27.1.2020

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether speaking /reasoned
Whether Reportable

Yes / No
Yes / No