

211 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-16735-2021(O&M)

Date of decision:01.09.2021

Sanjiv Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Rishabh Gupta, Advocate
for the petitioner.

Mr. Avtar Singh Sandhu, Addl. Advocate General, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks anticipatory bail in case bearing FIR No.17 dated 09.02.2021 registered under Sections 420, 467, 468, 471 and 406 (added later on) of IPC, at Police Station Sadar, District Bathinda.

Learned counsel for the petitioner states that the petitioner has been falsely involved in the present case. The main accused-Surjit Singh, who is in the business of making forged and fake registration certificates of vehicles and altering their engine, chassis number by upgrading their model, has already been arrested. Moreover, the document, being relied upon by the prosecution agency, is not signed by the petitioner rather his signature has been forged.

Learned State counsel, while opposing the bail petition, on instructions from ASI Sukhwinder Singh, has stated that the allegation against the petitioner is that he being official of transport authority by

hatching conspiracy with other accused, converted the year of manufacturing of the vehicle from old one to new one by preparing change in the registration certificate by tampering the record and selling the same on higher prices.

The learned State counsel has further pointed out that thereafter when the department came to know regarding the activities of the petitioner-Sanjiv Kumar, he was transferred to Ferozepur.

I have heard learned counsel for the parties.

Since there are serious allegation against the petitioner, being a government official, he in connivance with main accused-Surjit Singh changed the model of the vehicle from 1992 to 2002 and sold the same on higher prices.

As per the prosecution story, the present FIR was registered on a secret information that main accused-Surjit Singh has hatched a conspiracy with his companions, commission agents and the employees of the RTA office and have purchased the school vans/buses of old model from the other states on cheaper rates and, therefore, by changing the model, engine number, chassis number got prepared forged registration certificates showing to be new models and thereafter, selling the same on higher prices. Therefore, the officials of the RTA office as well as other accused, who are non-officials, are into the business of upgrading the models of the school vans/buses which have become reason of accident on the road side and causing fatal and other injuries to the passengers especially the small children.

In view of the above to unearth the racket running the scandal

of selling the vehicle on higher prices by upgrading the models, the custodial interrogation of the petitioner is required.

No case is made out to grant anticipatory bail to the petitioner.

Dismissed.

01.09.2021
hemlata

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No