IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

(233) **CRM-M-20581-2019**
Date of Decision : September 03, 2021

Ravinder Singh **.. Petitioner**

Versus

State of Punjab **.. Respondent**

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sandeep Singh Jattan, Advocate, for the petitioner.

Mr. Dhruv Dayal, Sr. Deputy Advocate General, Punjab.

Mr. Amit Kumar Goyal, Advocate, for the complainant.

HARSIMRAN SINGH SETHI J. (ORAL)

Custody certificate of the petitioner has been filed by the learned State counsel and the same is taken on record.

Present petition has been filed under Section 439 Cr.P.C for the grant of regular bail to the petitioner in respect of FIR No.35 dated 18.03.2019 registered under Sections 419, 420, 465, 467, 468 and 471 of the Indian Penal Code, 1860 at Police Station Jalandhar Cantt.

Learned counsel for the petitioner argues that the allegation against the petitioner is that the petitioner had submitted a bogus certificate while competing for enrolment in Army. Learned counsel for the petitioner submits that all the documents are in the possession of the recruiting agency as well as the police and the decision of the trial is also based upon the said documents and therefore, as the trial is likely to take some time, keeping the

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petitioner behind the bars any further will serve no purpose.

Learned counsel for the respondent-State submits that though the challan has already been presented, but charges are yet to be framed. Learned counsel for the respondent-State further submits that bogus certificate, on the basis of which, the allegations have been alleged against the petitioner, is already with the investigating agency.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

Once, the investigation is over and the challan has already been submitted by placing reliance on the documents, which are already stated to be in possession of the investigating agency qua forging of the said documents, and the allegations are yet to be proved during the trial, no useful purpose will be served in keeping the petitioner behind the bars during the trial as the trial is likely to take some time before it concludes especially when the petitioner has undertaken before this Court that in case, he is granted bail, he will not influence the trial in any manner.

Keeping in view the above, the petitioner has made out a case for the grant of regular bail.

In view of the above and without commenting upon the merits of the case, it is directed that the petitioner be released on regular bail, subject to the satisfaction of the trial Court/Duty Magistrate concerned.

Learned counsel for the petitioner undertakes that petitioner will not influence trial in any manner including influencing the witnesses and in case of default of the above undertaking, State will be at liberty to approach this Court for passing appropriate orders.

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However, it is made clear that anything observed herein shall not be construed to be an expression of any opinion on the merits of the case.

September 03, 2021 **(HARSIMRAN SINGH SETHI)**
harsha **JUDGE**

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No

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