

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

**CRM-M-26928-2021
Date of decision: 04.10.2021**

Sukhbir Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. K. S. Sidhu, Sr. Advocate with
Mr. Dushyant Sarvesh, Advocate
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.0096 dated 20.04.2021, registered at Police Station City Pehowa, District Kurukshetra, Haryana under Sections 420, 467, 468, 120-B of the IPC and Sections 12 and 12(1) (B) of the Passports Act, 1967.

The operative part of the order dated 14.07.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Through this petition, the petitioner seeks anticipatory bail in case bearing FIR No.96 dated 20.04.2021, registered at Police Station City Pehowa, District Kurukshetra, under Sections 420, 467, 468, 120-B IPC and Sections 12 and 12(1) (B) of the Passports Act, 1967.

Learned senior counsel for the petitioner contends that the petitioner approached one Mohit Guglani, a travel agent, for getting the passport prepared and he had charged the requisite fee alongwith an amount of Rs.2,500/- as his remunerations. On being called, the petitioner again approached him for receiving the passport, but on checking, the petitioner came to know that his father's and residential address were wrong in the passport. The petitioner had kept on visiting Mohit Guglani, for getting the aforesaid mistakes rectified. In

the meantime, Mohit Guglani was arrested by the police in FIR No.17 dated 31.03.2021 and the passport of the petitioner lying with Mohit Guglani had been recovered. During investigation, Mohit Guglani made a statement that he had also got the passport of the petitioner prepared by giving wrong address. Learned senior counsel further contends that the petitioner is not at all connected with the forging of any document or submitting the false address. The petitioner had applied for passport bonafidely and given his photographs and correct copies of the documents. No forgery had been committed by the petitioner nor the petitioner benefited from the same, in any manner.

Notice of motion.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 14.07.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from the Investigating Officer, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 14.07.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

It is clarified that if the petitioner is still required for any further investigation, it will be open for the Investigating Officer to issue a notice in writing to the petitioner to join investigation.

04.10.2021
Chetan Thakur

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No