

CRM-M-28544-2021

Date of Decision: 25.08.2021

Sudarshan

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Naveen Sharma, Advocate, for the petitioner.

Mr. Neeraj Poswal, A.A.G., Haryana.

AMOL RATTAN SINGH, J. (ORAL)

Case heard via video conferencing.

By this petition, the petitioner seeks the concession of 'pre-arrest bail' upon FIR No. 406 having been registered at Police Station City, District Palwal, on 04.07.2021, alleging therein the commission of offences punishable under the provisions of Sections 420/467/468/471 of the IPC.

Pursuant to the order dated 23.07.2021, a reply to the petition has been filed by way of an affidavit of the Superintendent of Police, Palwal, dated 02.08.2021 (for some reason in a sealed cover); with the reply ordered to be taken record.

Learned State counsel points to paragraph 8 of the preliminary submissions in the said reply, which is in fact an answer to a query raised by this court in the said order.

Looking at the fact that even a panel of doctors from the Government Hospital/General Hospital, Palwal, has identified the petitioner in the video on the basis of his gait, body language and voice, I would see no reason to entertain this petition.

Learned State counsel also points to paragraph 10 of the reply to submit that the petitioners' custodial interrogation is very much required, with him further submitting that it will need to be determined as to from where he got the forged certificates etc. prepared.

In view of the above, though learned counsel for the petitioner submits that the petitioner may be directed to join investigation under protection, I am not at all inclined to admit him even to interim bail, looking the nature of allegations against him, he allegedly having issued a fake Covid-19 vaccination certificate, which is indeed a highly reprehensible offence in the time of this pandemic.

Consequently, this petition is dismissed.

However, no observation made by this court either in this order or any previous order, would be taken into consideration to determine the actual guilt or innocence of the petitioner, all such observations having been made only in the context of a petition filed under the provisions of Section 438 of the Cr.P.C.; and naturally, his guilt/innocence would be determined on the basis of evidence gathered/led.

August 25, 2021

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(AMOL RATTAN SINGH)

JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No.