

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

CRM-M-38425-2020(O&M)

Date of Decision: 18.03.2021

(Heard through V.C.)

Mam Chand

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Keshav Pratap Singh, Advocate
for the petitioner.

Mr. P.P. Chahar, D.A.G., Haryana.

Mr. Brijender Kaushik, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

This is a petition filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.211 dated 20.09.2018 under Sections 406, 420, 467, 468, 471, 120-B IPC registered at Police Station Bilaspur, District Yamuna Nagar.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case and on the direction of this Court, has joined the investigation. It is also contended that nothing is to be recovered from him.

Learned D.A.G., Haryana, on instructions from Inspector Rajni Rani submits that petitioner has joined the investigation and he is not required for the custodial interrogation.

Learned counsel for the complainant opposes the grant of bail while contending that he should not be allowed to hold a public office having obtained the eligibility certificate from a fake Institute.

However, as the complainant has already availed of his remedy by filing a writ petition seeking ouster of the petitioner, this Court is not inclined to entertain the said arguments.

In view of the facts that the petitioner is not required for custodial interrogation and has joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 11.12.2020 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i)(ii) and (iii) of the Code of Criminal Procedure.

18.03.2021

ps-I

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No