

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-46074-2019 (O&M)

Date of Decision:- 11.11.2021

Basant Kumar Tiwari

.... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr.Gaurav Tyagi, Advocate for
Mr. S.S.Kharb, Advocate, for the petitioner.

Ms. Sheenu Sura, DAG, Haryana,
assisted by ASI Ajmer Singh.

(Proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against him vide FIR No. 243, dated 7.3.2016, Police Station Chandni Bagh, District Panipat, under Sections 420, 467, 468, 471, 506, 201 IPC.
2. The FIR in question was lodged at the instance of one Dharambir wherein he alleged that several boiler attendants who were employed in private factories had been employed as such on the basis of fake

certificates, whereas they were required to have requisite certificates under the Boilers Act 1923, duly issued by the authorities concerned of Government of Haryana.

3. Learned State counsel, upon instructions from ASI Ajmer Singh has informed that pursuant to interim directions, the petitioner has joined investigation and is not required for any custodial interrogation. It has also been informed that in fact upon verification of certificates of various boiler attendants, it was found that some of the boiler attendants were having genuine certificates and that the certificate in respect of the petitioner was a genuine certificate.
4. In view of the aforestated position wherein the certificate in respect of the petitioner has been verified to be genuine and he has already joined investigation, his custodial interrogation is not warranted. The petition, as such, is accepted and the interim directions issued by this Court vide order dated 30.10.2019 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

11.11.2021

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No