

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

208

CRM-M-910-2020

DATE OF DECISION: 14.12.2021

SUNIL KUMAR

... Petitioner(s)

Versus

STATE OF HARYANA

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. R.S. Malik, Advocate
for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.336 dated 27.08.2019, under Sections 419, 420 and 120-B IPC, registered at Police Station Rai, District Sonapat.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and has been arraigned as an accused on the statement of co-accused. The allegations against the petitioner are of impersonation in the examination. It is alleged in the FIR that the thumb impression of the petitioner while taking examination did not match in the biometrics. He, however, contends that the petitioner did not derive any benefit as the examination had been cancelled. He also contends that the petitioner does not have criminal antecedents.

This Court, by the order dated 09.09.2021, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, while referring to the reply filed in the form of an affidavit of Deputy Superintendent of Police, Sonipat, submits that somebody had impersonated the petitioner while taking the examination. She, upon instructions from ASI Sandeep, also contends that although the petitioner has joined investigation but custodial interrogation of the petitioner is required.

In view of the above and the petitioner having joined investigation, the order dated 09.09.2021 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

14.12.2021

SwarnjitS

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