

217-2 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-1257-2022

Decided on: 24th February, 2022

Krishan Kumar

Petitioner

Versus

State of Haryana

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Abhimanyu Kalsy, Advocate for the petitioner.
Ms. Dimple Jain, Assistant Advocate General, Haryana.

AVNEESH JHINGAN, J (Oral):

1. This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No. 137, dated 7th March, 2021, under Sections 408, 420, 467, 468, 471 and 120-B of Indian Penal Code, 1860 and Section 409 of IPC incorporated lateron and Section 7 and 13 of Prevention of Corruption Act, 1988 incorporated on 29th June, 2021, registered at Police Station Indri, District Karnal.
2. On receiving of investigation report of Detective Staff, Karnal, the present FIR was registered. As per the case set up, the private individuals in connivance with the officials of SDM office, were getting vehicles purchased in auction registered as a new vehicle, thereby extending the road worthiness of the vehicle. The petitioner further sold vehicle purchased in auction without getting same transferred in his name. He paid illegal gratification to the co-accused for getting the old vehicle registered as new.
3. Learned counsel for the petitioner submits that petitioner is in

custody since 5th June, 2021, investigation is complete, challan stands presented and no further recovery is to be made. He submits that the case is based upon the documentary evidence. The contention is that co-accused in other FIRs having similar allegations were granted bail by this Court.

4. Learned State counsel opposes the prayer for grant of regular bail and submits that petitioner in connivance with the government officials got the vehicles registered on the basis of forged documents. Contention is that petitioner is involved in two more FIRs with the similar allegations.

5. The case is *prima facie* based upon documentary evidence. Considering the custody period, the facts that investigation is complete, challan stands presented but conclusion of trial is likely to take time, the petitioner is granted regular bail subject to his furnishing adequate bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

6. The petition is allowed.

7. It is clarified that nothing stated hereinabove shall be construed as an expression of opinion on the merits of the case.

[AVNEESH JHINGAN]
JUDGE

24th February, 2022

Parveen Sharma

1. Whether speaking/ reasoned
2. Whether reportable

: Yes /No
: Yes /No