

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

CRM-M-3815-2022

Date of decision: 27.07.2022

BABLI CHECHI

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present: Mr. S.K. Panwar, Advocate
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

SURESHWAR THAKUR, J. (ORAL)

1. The petitioner, by filing the present petition cast under Section 438 of Cr.P.C., seeks grant of anticipatory bail in case FIR No.388 of 23.06.2021, registered at Police Station City Ballabgarh, District Faridabad, wherein offences constituted, under Sections 420, 467, 468, 471 of IPC, are embodied.

2. This Court, through an order made, on 31.01.2022 had granted *ad-interim* bail to the present bail petitioner.

3. The office of the District Transport Officer had challaned vehicles respectively bearing registration No.UP80ET-4016, for a sum of Rs.60,000/-, on 08.03.2021, vehicle bearing registration No.UP80ET-2740, for a sum of Rs.60,000/- on 10.03.2021, and, vehicle bearing registration No.UP80BT-1212, for a sum of Rs.50,500/-, on 12.03.2021.

4. After the Regional Transport Officer challaning the above said vehicles, the registered owners handed over the challan money(s), to the present bail petitioner, to enable him to deposit them, before the Regional Transport Officer concerned, so that the challaned vehicle, which were lying in the compound of the

Regional Transport Officer concerned, are released in favour of the registered owners. However, the present bail petitioner not only misappropriated, the above handed over sums of money to him, but also proceeded to allegedly, forge, the seals, and, signatures of the Regional Transport Officer concerned, on the receipts appertaining to deposit of the challan sums of money, before him.

5. The above offence is extremely heinous, and, grave, but since the learned counsel for the petitioner submits that, he is ready, and, willing to deposit within two weeks, a sum of Rs.1,70,000/- in the establishment of the learned trial Judge concerned, but submits that its disbursement to the concerned, be made subject to the outcome of the trial, as may become entered, upon by the learned trial Judge concerned.

6. Therefore, with the above imposed condition, upon the present bail petitioner, the petitioner is admitted to pre-arrest bail.

7. In summa the instant petition is allowed, and, the order as made, by this Court, on 31.01.2022, is made absolute on the same terms and conditions. In addition, he shall not tamper with prosecution evidence, and, nor shall influence the prosecution witnesses. Furthermore, the petitioner also directed to render all co-operations to the investigating officer concerned, in respect of his forthwith supplying before the learned Executive Magistrate concerned, his standard admitted signatures, besides his specimen writings almost similar to the disputed signatures, as carried on the receipt challan(s), so that they are along with the disputed signatures, as, existing on the forged receipts, are sent for comparison, to the handwriting expert concerned, at the FSL concerned. Moreover, it is also made subject to the further condition, that the present bail petitioner gives co-operation to the investigating officer concerned, in respect of the place wherefrom, he prepared the seals of the RTO concerned, and, also gives co-operation to him, in respect of his handing over the seals, to the Investigating Officer concerned.

8. This order is only for the disposal of both the petitions, and, shall have no bearings on the merits of the case.

27.07.2022

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(SURESHWAR THAKUR)
JUDGE

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