

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

238

CRM-M-27861-2022

Date of Decision : **July 06, 2022**

TILAK RAJ

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present : Mr. Loveneet Thakur, Advocate
for the petitioner.

Ms. Shivani Sharma, AAG, Haryana.

JASGURPREET SINGH PURI. J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.54 dated 2.2.2022 under Sections 120-B, 198, 420, 467, 468, 471 and 474 IPC and Section 12(1)(b) of Passport Act, 1967, registered at Police Station Sadar, Fatehabad.

It has been submitted by the learned counsel for the petitioner that the petitioner is in custody from 2.2.2022 and the investigation of the case has been completed and thereafter the report under Section 173 Cr.P.C. has been presented before the competent Court. He submitted that it is a case where the petitioner was working as a Data Operator in the Passport office and the allegations are pertaining to the misinformation with regard to the address of the applicant in whose favour the passport was issued. He further submitted that the petitioner was one of the persons who was to process the passport and was performing his duty on the basis of the information received from the police etc. and, therefore, he could not have been arrayed as an accused in the present case. He submitted that be that as it may, the investigation of the case is already complete and no recovery is to be effected from the

petitioner and the trial may take long time and, therefore, he may be considered for the grant of regular bail.

On the other hand, the learned State counsel has submitted that it is correct that the petitioner is in custody from 2.2.2022 and the police has already completed the investigation process and challan has been presented. She has submitted that the petitioner is involved in another case of similar nature although both these cases were registered at approximately same point of time pertaining to two different persons who were friends with each other.

I have heard the learned counsels for the parties.

The petitioner is in custody from 2.2.2022 and the investigation of the case is already complete. So far as the pendency of other FIR against the petitioner is concerned, the same may not become a bar for the grant of bail to the petitioner in the present case since that FIR was also pertaining to the similar kind of nature and in the same Police Station. No recovery is to be effected from the petitioner and since the trial may take long time, it will be in the interest of justice, to grant bail to the petitioner.

Consequently, the present petition is allowed. The petitioner is ordered to be released on bail on furnishing of bail bonds and surety bonds to the satisfaction of concerned Chief Judicial Magistrate/trial Court/Duty Magistrate.

However, anything observed here-in-above shall have no effect on the merits of the case and is meant for deciding the present petition only.

July 06, 2022
ajay-1

(JASGURPREET SINGH PURI)
JUDGE

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