

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

205

CRM-M-16985-2023

Date of decision: 22.08.2023

Beant Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Jaskamal Singh Grewal, Advocate
for the petitioner.

Mr. I.P.S. Sabharwal, DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.0033 dated 09.03.2023 under Sections 420, 465, 467, 468, 471 and 120B of the Indian Penal Code, 1860, registered at Police Station Sardulgarh, District Mansa.

2. On 16.05.2023, while noticing the following submissions made by the learned counsel for the petitioner, a Coordinate Bench of this Court, had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner contends that the allegations are to the effect that co-accused Happy Soni and Vikas Garg @ Rubi had been using forged seals and signatures of Tehsildar Sardulgarh while issuing various documents. The FIR has been registered at the instance of Naib Tehsildar Sardulgarh and the petitioner has not been named in the FIR. The allegations are with regard to preparation of forged Aadhar cards and in this regard statement of 5/6 affected persons has also been recorded. Significantly, even none of the persons has named the petitioner. The petitioner has been sought to be nominated

on the basis of the disclosure statement of the coaccused. The petitioner is only working as a Clerk of an Advocate in the Civil Court, Sardulgarh.”

3. Learned counsel for the petitioner submits that in compliance of order dated 16.05.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 16.05.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

22.08.2023

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(MANJARI NEHRU KAUL)
JUDGE

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