

(111)

2023:PHHC:082036

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

CRM-M-30423 of 2023

Date of Decision: June 14, 2023

Charanjit singh @ Ranjit Singh ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. G.S. Madaan, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C has been made for grant of pre-arrest bail in case FIR No.42 dated 09.03.2023 registered under Sections 465, 467, 471 IPC and Section 12 of Passports Act, 1967 at Police Station Division No.6, District Jalandhar.

FIR was lodged on the complaint of ASI Charanjit Singh that his brother Ranjit Singh (petitioner), by using the photograph and other academic documents of the complainant, got issued passport No.E8008982 on 09.03.2004 valid upto 08.03.2014. Complainant also came to know from the Passport Office that another passport No.L6793307 with issuing date of 22.01.2014 and two more passports were got issued by the petitioner in the name of the complainant by using his documents.

It is contended by the petitioner that FIR has been lodged due to property dispute. At the time of issuance of the passport, he was quite young and after reaching Spain for work, he kept on using his name as Charanjit Singh and even got issued bank account in the year 2010 in

the name of Charanjit Singh. It is contended further that petitioner also filed a suit for declaration to the effect that Charanjit Singh and Ranjit Singh are one and the same person. He also got issued a public information in the newspaper in this regard.

Notice of motion.

Ms. Ramta K. Chaudhary, DAG, Punjab, accepts notice on behalf of the respondent- State.

Learned State Counsel strongly opposed the bail petition by pointing towards the nature of allegations.

I agree with the submissions of learned State Counsel to the effect that no two real brothers will carry the same name. As it prima-facie appears, after getting issued the passport in the name of his brother-complainant, petitioner then got opened a bank account in the name of his brother and used the same. Not only this, he then started proclaiming him to be Ranjit Singh @ Charanjit Singh.

No ground for anticipatory bail is made out.

Dismissed.

June 14, 2023

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(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No