

2023:PHHC:143530

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

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CRM-M-55502-2023

Date of decision : 09.11.2023

Yogesh Kumar**..... Petitioner****versus****State of Haryana****..... Respondent****CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN**

Present: Mr. Rao Ajender Singh, Advocate
for the petitioner.

Mr. Ashok Kumar Sehrawat, DAG, Haryana.

PANKAJ JAIN, J. (Oral)

1. Present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.186 dated 10.06.2022, registered for the offences punishable under Sections 420, 467, 468 and 471 of IPC, 1860 (Section 120-B of IPC, 1860 added later on) at Police Station Sadar, Narnaul, District Mahendergarh.

2. Counsel for the petitioner submits that even if the allegations levelled are taken to be on its face value, the same would reveal that the Haryana Council of Open Schooling that issued the certificate is stated to be not an authorized education board. So far as the certificate being forged is concerned, that cannot be held to be correct. He thus submits that the fact that daughter of the petitioner has passed out her secondary examination from an unrecognized, unauthorized board itself will not attract any criminal liability much less vis-a-vis forgery of the certificate.

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3. Mr. Sehrawat does not dispute that so far as the allegation is concerned i.e. with respect to the recognition/authorization of the concerned board and not with respect to the certificate being forged.
4. In view of above, the present petition is allowed. Petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.
5. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

09.11.2023

Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No