



206 **IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

CRM M-21026-2022 (O&M)
Date of Decision: 13.05.2024

Faheem Ahmed Siddiqui

..... Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Anil K. Sokal, Advocate for
Mr. Pankaj Kaushik, Advocate,
for the petitioner.

Mr. Kiran Pal Singh, AAG, Haryana
assisted by SI Mahabir Singh.

MAHABIR SINGH SINDHU. J.

Present petition has been filed under Section 438 of the Code of Criminal Procedure (for short “Cr.P.C”) for seeking pre-arrest bail in FIR No.297 dated 23.04.2022 registered under Sections 420, 467, 468, 471, 506 and 120-B IPC, at Police Station, Sector-58, District Faridabad.

2. Petitioner is alleged to be a witness to forged Share Transfer-deed.
3. Learned counsel contends that petitioner was an employee of the company. Also contends that dispute is *inter se* two sisters and the allegations pertain to transfer of shares by way of fabricated documents. Further contends that petitioner was granted interim bail by this Court vide order dated 25.05.2022 and in pursuance thereof, he has joined investigation; thus, his custodial interrogation is not required.
4. Learned State counsel has admitted the factum of joining the investigation and on instructions from quarter concerned has fairly submitted that custodial interrogation of the petitioner is not required, at this stage.
5. Heard learned counsel for the parties and perused the paper-book.



6. A Coordinate Bench of this Court vide order dated 25.05.2022, granted interim bail to petitioner and the same reads as under:-

“Mr. Rakesh Nehra, learned Senior Advocate with Ms. Bindu Tanwar, Advocate has submitted that the petitioner was only a witness to the disputed documents regarding which the allegations were made that they had been forged. He further submitted that the petitioner was thereafter made CEO of the company but he had got nothing to do with the inter se dispute between the two sisters and that he was not even beneficiary of any transfer of share or transfer of money.

In view of the above, the petitioner is directed to join the investigation and on his doing so, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

Adjourned to 19.07.2022.”

7. In pursuance of the aforesaid order, petitioner has joined investigation and his custodial interrogation is not required; thus, interim order dated 25.05.2022 is made absolute, subject to the conditions as envisaged under Section 438(2) Cr.P.C.

8. It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

9. The above observations be not construed as an expression of opinion on merits of the case; rather confined only to decide the present bail matter.

10. Disposed off accordingly.



11. Pending criminal misc. application(s), if any, shall also stand disposed off.

13.05.2024
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(MAHABIR SINGH SINDHU)
JUDGE

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