



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

213

CRM-M-23244-2024

Date of decision: 12.08.2024

Gaurav Sharma alias Mohan Sharma

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Vipin Mahajan, Advocate and
Ms. Chandanpreet Kaur Ahluwalia, Advocate
for the petitioner.

Ms. Trishanjali Sharma, DAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail in case FIR No.91 dated 15.04.2024 under Sections 420, 467, 468, 471 of the Indian Penal Code, 1860, registered at Police Station Sector-14, District Panchkula.

2. On 09.05.2024, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner inter alia contends that the petitioner was not named in the FIR in question and it is only in the supplementary statement made by one Sejal, whose son’s Aadhaar Card was attested by the Municipal Councilor (MC), that the petitioner came to be nominated as an accused as the signatures of the MC were allegedly found to be fake; it is not disputed that the Aadhaar Card had not been tampered with. It has also been submitted that the petitioner was not to be a beneficiary of the alleged forged signatures of the

MC. On a pointed query put to the learned counsel as to whether the petitioner has any criminal antecedents, he has replied in the negative. It has been further submitted that the petitioner is willing to join investigation.”

3. Learned counsel for the petitioner submits that in compliance of order dated 09.05.2024, 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. She, 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 09.05.2024, is made absolute subject to the conditions laid down in Section 482(2) of the BNSS/438(2) of the Cr.P.C.

12.08.2024

(MANJARI NEHRU KAUL)

Vinay

JUDGE

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No