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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

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CRM-M No.24440 of 2024
Date of decision: 23.07.2024

Pawan Kumar ... Petitioner

Vs.

State of Haryana ... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present:- Mr. Aditya Sanghi, Advocate,
for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana,
for the respondent-State.

MANISHA BATRA, J. (Oral)

1. The present petition has been filed seeking anticipatory bail in case arising out of FIR No.02 dated 01.01.2024 registered under Sections 420, 467, 468 and 471 of IPC at Police Station Rewari City, District Rewari, Haryana.
2. Brief facts of the case relevant for the purpose of disposal of the present petition are that the aforementioned FIR was registered on the basis of complaint lodged by the Assistant Superintendent of Post Office, Rewari alleging therein that the present petitioner got appointment in Department of Posts as GDS ABPM/Dak Sewak, Punsika on the basis of

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mark sheet of 10th Class issued by the Board of High School and Intermediate Education, U.P. whereas his roll number was shown as 9247385 and Certificate No.1202416. On making physical verification, it was found that this mark sheet was bogus. The candidature of the petitioner was cancelled. After registration of FIR, investigation is underway. Apprehending his arrest, the petitioner had moved an application for grant of pre arrest bail which was dismissed by the Court of learned Additional Sessions Judge, Rewari vide order dated 22.04.2024.

3. On 15.05.2024, the following order was passed in this case:-

“Learned counsel for the petitioner inter alia submits that investigation in the case in hand relates to documentary evidence and the petitioner is ready to join the investigation.

Notice of motion for 23.07.2024.

In the meanwhile, petitioner will join investigation before the Investigating Officer as and when called. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.”

4. It is submitted by learned counsel for the petitioner that the petitioner has joined investigation on 18.05.2024. No recovery is to be effected from him. His custodial interrogation is not required. No purpose would be served by detaining him in custody. Therefore, it is urged that

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the order of interim bail be made absolute.

5. Status report has been filed by the respondent-State and the same is taken on record. It is submitted by learned State counsel that the petitioner cooperated with the Investigating Agency and his custodial interrogation is not required.

6. In view of the said facts, without commenting on the merits of the case, the present petition is allowed and the order dated 15.05.2024 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

23.07.2024

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(MANISHA BATRA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No