



CRM-M-30550-2024 and other connected matters

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202 (3 cases)

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

Date of Decision:- 04.09.2024

(1)

CRM-M-30550-2024

Deepak @ Golu

...Petitioner

Vs.

State of Haryana

...Respondent

(2)

CRM-M-35164-2024

Mukesh Kumar

...Petitioner

Vs.

State of Haryana

...Respondent

(3)

CRM-M-35177-2024

Rajan

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Sandeep Yadav, Advocate for petitioner(s) in all cases.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

AMARJOT BHATTI, J.

1. The petitioner(s) – Deepak @ Golu, Mukesh Kumar and Rajan

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have filed separate petitions for grant of anticipatory bail in FIR No.74 dated 03.05.2024 under Sections 406 and 420 of IPC, registered at Police Station Sadar Bahadurgarh, District Jhajjar (Annexure P-1). These petitions have arisen out of same FIR, therefore, all the petitions are taken up together for disposal.

2. As per the facts of the case Gajender Kumar SPS, stated that he has received secret information that illegal driving licences were being made with fake I.D. from Clerk1hr63. Investigation was conducted by constituting a committee and as per the investigation report, it was revealed that Satish Kumar, Data Entry Operator was working at RTA office, Bahadurgarh from 01.11.2020 to 02.07.2021. After his retirement on 02.07.2021, OTP was given to Mukesh Kumar, Data Entry Operator to change his phone No.8708575001 in the user ID Clerk1hr63. In May, 2022 Mukesh Kumar registered his mobile No.7404511949 in Clerk1hr63 and said user ID became active on 07.10.2022. Amit, Junior Programmer on the request of Rajan, Data Entry Operator without informing RTA Officer gave power of driving licences backlog approval in Clerk1hr63. Mukesh Kumar, Data Entry Operation started backlog entry on 20.10.2022 by activating user ID Clerk1hr63 in the month of May, 2022 and after him Rajan, Data Entry Operator activated said ID in the mobile No.9817096056 of watchman Deepak @ Golu which was used for the period from 11.11.2022 to 16.11.2022 as said Deepak @ Golu is son of uncle of Rajan, Data Entry Operator. In this way, driving licences were issued in an illegal manner even during government holidays. Furthermore, on Saturday,

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Sunday and on the day of Budh Purnima, Janmashtami about 170 fake driving licences were issued from this office. In this way about 949 driving licences were issued. With these allegations, present FIR has been registered.

3. Learned counsel for petitioner(s) pointed out that they are falsely implicated in this case. No specific role is attributed to each of the petitioner. Mukesh Kumar and Rajan were merely, Data Entry Operators whereas Deepak @ Golu was a Watchman. They are falsely implicated in this case. In fact RTO Bahadurgarh was the final approving authority. Arrest of present petitioner(s) was stayed and they have already joined the investigation. They are still ready to abide by the terms of bail order. Therefore, their anticipatory bail petition(s) may be allowed.

4. Learned counsel representing State has filed status report in all cases. It is argued that petitioner(s) are specifically named. They had joined the investigation but did not cooperate. They did not hand over the mobile phones used for making fake driving licences nor they handed over the files on the basis of which they issued fake driving licences to different persons. Therefore, their custodial interrogation is required.

5. I have considered the arguments and have gone through the record. Arrest of petitioner(s) were stayed subject to the joining of investigation but they did not cooperate. Learned counsel representing State stated that neither they handed over the mobile phones nor they handed over the files on the basis of which fake driving licences were prepared. All the petitioners are specifically named and specific role is



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attributed to them. Considering the allegations as well as the fact that they did not cooperate with the investigation, I do not find a fit case for anticipatory bail and the same are accordingly declined.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

04.09.2024
Sunil Devi

(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No