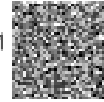


2024:PHHC:15469-1



214 IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

**CRM-M-41804-2024**  
**DECIDED ON: 03.09.2024**

**PREET SURINDER SINGH**

.....PETITIONER

## VERSUS

STATE OF PUNJAB

.....RESPONDENT

**CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.**

Present: Mr.Rahul Soi, Advocate  
for the Petitioner (through video conferencing).

Mr. J.S Rattu, DAG, Punjab.

\*\*\*\*\*

**SANDEEP MOUDGIL, J (ORAL)**

1. The jurisdiction of this Court has been invoked under Section 483 BNSS, 2023 for grant of regular bail in FIR No. 114 dated 07.08.2023 under Sections 181,419,420,466,471,474,120-B IPC registered at P.S. Thanesar City, District Kurukshetra.

2. In a nutshell, the prosecution case folds as under:

The case was registered against the applicant and others based on allegations that the applicant had an ongoing case under Section 138 of the Negotiable Instruments Act in the court of Judicial Magistrate Palwinder Singh. The applicant was admitted to bail on April 18, 2023, on the condition of furnishing bail bonds worth Rs.50,000. The applicant submitted the bail bonds and Jaspal Singh, a resident of village Samla,

stood surety for the applicant. However, the documents submitted by Jaspal Singh, including his affidavit, report from Tehsildar Nabha, and jamabandi copy, were found to be fake upon verification. Consequently, a complaint was filed under Section 195(1)(A)(i) of the Cr.P.C, leading to the registration of the current FIR against the applicant and others.

3. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case wherein no specific role has been attributed to him and is innocent. He further submits that the petitioner is in custody since 03.07.2024 and no recovery is to be effected from him.

4. Notice of motion.

5. On the other hand, learned State Counsel appearing on advance notice accepts the same and produced the custody certificate, the same is taken on record. According to which, the petitioner has undergone custody for a period of 2 months only and it is on petitioner saying the other accused person has presented fake surety on his behalf in the court

6. Heard.

7. After reviewing the records, it is clear that the petitioner produced Jaspal Singh as a surety in court to furnish bail and surety bonds on their behalf. However, the *jamabandi* (document) provided by Jaspal Singh was discovered to be fraudulent. The petitioner should have been aware of the surety's background and property, which suggests that the applicant has committed a serious offense by producing a fake surety.

8. Also considering the fact that investigation is still underway, therefore, custodial interrogation of the petitioner is required to unearth

the truth in the present case and moreover, custody period suffered by the petitioner is also on lesser side, this Court is not inclined to let the petitioner out on regular bail at this stage.

8. In view of the above, the present petition stands dismissed with aforesaid observations.

03.09.2024

Poonam Negi

(SANDEEP MOUDGIL)  
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No