



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

202

**CRM-M-1366-2025 (O&M)
Date of decision : 17.01.2025**

Rovesh Kumar

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Najar Singh, Advocate and
Mr. Navmohit Singh, Advocate
for the petitioner.

Mr. Sandeep Singh, Addl. A.G., Haryana.

PANKAJ JAIN, J. (Oral)

1. Present petition has been filed under Section 439 Cr.P.C. (Section 483 BNSS) for grant of regular bail to the petitioner in case bearing FIR No.298 dated 22.10.2023, registered for the offences punishable under Sections 419, 420, 467, 468, 471, 120-B IPC and Section 8(4) HPE Act, 2021 at Police Station B.P.T.P., District Faribabad.

2. As per the contents of the FIR, it has been alleged as under:-

“xxxSir, it is prayed to you that I am Poonam Arora Centre superintendent, Modern Delhi International School sector 89, Greater Faridabad, working on the post of principal. On 22.10.2023 from NTA Delhi message was received regarding roll no 35426348 of Rovesh Kumar that "Suspected case of Biometric/Photo Mismatch at your centre -verification required at entry/exit. That roll no 35426348 is sitting in room no 15 row no 2 in morning shift. After the examination was



over he was taken to a separate room for interrogation and it was found that for roll no 35426348 of Rovesh Kumar was impersonated by Jagnesh son of Hakim Singh r/o Village Kateliya PS Awgadh, District Aita, UP. That Jagnesh son of Hakim Singh also told that at the time of filing of form he got his Finger print registered. That Jagnesh son of Hakim singh has wrongly given the examination in place of Rovesh Kumar. That Jagnesh son of Hakim Singh has been handed over to police The documents of examination Question paper Front page, OMR Answer sheet, Admit card, Aadhar card and whatsapp screenshot of message received from mobile no 9717165477 on my mobile no 9891125168 regarding suspected case of biometric/photo mismatch at your centre verification required at entry exit. That legal action be taken against Jagnesh and Rovesh Kumar.xxx”

3. Precise allegation against the petitioner is that though he himself was required to take the examination, but in his place Jagnesh appeared and impersonated him, thereby polluting whole of the examination process.

4. Custody certificate has been produced by learned State Counsel. The same is taken on record. As per the same, petitioner is behind bars for more than 02 months and 04 days. Whole of the evidence on the basis of which the prosecution has built case, is in form of documentary evidence. Thus, there is minimal apprehension that the petitioner shall have an opportunity to tamper with the same.

5. Without further commenting on the merits of the case and keeping in view the incarceration already suffered by the petitioner, the present petition is allowed. Petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.



6. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.
7. Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(PANKAJ JAIN)
JUDGE

17.01.2025
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No