



221+215 (2 cases)

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

1. CRM-M-63870-2025

Vikas SharmaPetitioner

versus

State of Haryana Respondent

2. CRM-M-58655-2025

Sukhwinder Singh @ GaganPetitioner

versus

State of Haryana Respondent

Date of decision : 12.12.2025

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Bipan Ghai, Senior Advocate with
Mr Nikhil Ghai, Advocate, Mr. Nikhil Thamman, Advocate
Mr. Joban Singh Dhaliwal, Advocate
for the petitioner in CRM-M-63870-2025.

Mr. Satbir Singh Gill, Advocate
for the petitioner CRM-M-58655-2025.

Mr. Tanuj Sharma, A.A.G., Haryana.

RAJESH BHARDWAJ, J. (Oral)

1. By way of this common order, this Court intend to decide
abovesaid two petitions as they have arisen out of the same FIR.

2. Petitioners have approached this Court by way of present
petitions praying for granting them regular bail in case FIR No.851 dated
30.09.2022, under Sections 120-B, 420, 467, 468 and 471 of IPC, registered
at Police Station Sirsa City, District Sirsa.



3. As per the facts of the case, the FIR was lodged on complaint made by the Haryana Board of School Education, Bhiwani. It was alleged that in April, 2021 due to COVID-19 pandemic, Board examination were not conducted as per the order of the Haryana Government. For the candidates who were to appear under full subjects in the Senior Secondary Examination, since the examinations were cancelled due to the COVID-19, their result were to be declared by the Government/Board as per the policy framed. For the Senior Secondary Annual Examination, April 2021, the eligibility-related documents of the candidates, who had passed the Secondary Examination from other State Boards, were checked. On checking the eligibility documents, it was found that the Secondary certificate of some candidates were not equivalent to the Secondary Examination of the Haryana Board of School Education. It was thus, alleged that those secondary certificates were fake. Thus, it was prayed that their eligibility related documents be checked and the enquiry be conducted about the Institute issuing the certificates. On registration of FIR, investigation commenced. During investigation, it was found that petitioner-Vikas Sharma (in CRM-M-63870-2025) was the General Secretary of Rural Institute of Open Schooling, Delhi and Petitioner-Sukhwinder Singh @ Gagan (in CRM-M-58655-2025) is working as the Clerk in Shri Guru Teg Bahadur Senior Secondary School, Patli Dabar, Sirsa. They were arrayed as accused and subsequently, were arrested on 12.08.2025 and 21.01.2025, respectively. On the completion of investigation, challan was presented. The petitioners approached learned Additional Sessions Judge, Sirsa, praying for grant of bail, however, finding no merit, their applications were declined after hearing both the sides by Learned trial Court vide orders dated 16.10.2025 and 06.05.2025,



respectively. Aggrieved by the same, petitioner-Sukhwinder Singh @ Gagan earlier approached this Court by way of filing of CRM-M-35440-2025 which was dismissed as withdrawn on 14.07.2025, hence, he is before this Court praying for grant of bail by way of filing of present second petition. However, *qua* petitioner-Vikas Sharma, this the first petition.

4. Learned Senior counsel for the petitioner-Vikas Sharma has submitted that the petitioner has been falsely implicated in the present case. He submits that admittedly the petitioner is the owner of the Institute. He submits that by no stretch of imagination, it can be inferred that certificate issued by the Institute were fake and forged. He submits that the only allegation raised in the FIR are on the issue that the certificate issued by the Institute owned by the petitioner were not recognized in Haryana. He submits that on the basis of same certificates, the students are eligible to seek admission in Senior Secondary Examination/12th in other States. He thus, submits that no *prima facie* case as alleged regarding the forgery of the certificates, is made out. Learned counsel for petitioner-Sukhwinder Singh @ Gagan, has submitted that the petitioner is only working as Clerk in Shri Guru Teg Bahadur Senior Secondary School, Patli Dabar, Sirsa and he has been implicated on the basis of the vague allegations. He submits that he has not committed forgery of any certificate as such and he is behind bars since January, 2025. He submits that the petitioner has no criminal antecedents. It is thus, submitted that in the overall facts and circumstances, petitioners deserve the concession of bail.

5. Learned State counsel has opposed the submissions made by the counsel for the petitioners. He has submitted that petitioner-Vikas



Sharma is the owner of the Institute and the students have taken admission in his Institute, however, after the completion of their course, they have been provided with a certificate, which is not even recognized by the Haryana Board and the Institute is not even affiliated to any State. He submits that the petitioner had cheated the innocent students and thus, no case for grant of bail is made out. Qua petitioner-Sukhwinder Singh @ Gagan, he submits that he has procured the forged documents and provided the certificates to the students. However, he has submitted that the petitioners have no criminal antecedents and challan is already presented. He has produced the custody certificates of the petitioners on record.

6. On hearing counsel for the parties and perusing the record, it is deciphered that the allegations are primarily regarding the validity of the certificates issued. It has been argued before this Court the certificates issued by the Institute are not recognized by the Haryana Education Board but on the basis of these certificates, the students can get admission in other States. As per custody certificates, petitioner-Vikas has suffered an incarceration of 03 months and 28 days and petitioner-Sukhwinder Singh suffered an incarceration of 10 months and 19 days as on 11.12.2025. It further reflects that petitioner-Vikas is involved in one more case whereas petitioner-Sukhwinder Singh has no criminal antecedents. The Court while dealing with the bail petitions would refrain from commenting anything regarding the same, however, keeping in view the facts and circumstances of the case and the antecedents of the petitioners, this Court is of the opinion that learned Senior counsel for the petitioner succeeded in making out a case for grant of bail.

7. Thus, keeping in view the overall facts and circumstances of



the case, this Court is of the opinion that learned counsels for the petitioners succeed in making out a case for grant of regular bail. Accordingly, both the petitions are allowed. Petitioners are ordered to be released on bail on their furnishing bail/surety bonds to the satisfaction of the concerned Trial Court/Duty Magistrate. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

8. In case the bail bonds are not furnished by the petitioner-Vikas Sharma during the period of 07 days from today, then his further custody period after one week will not be counted in the present case.

12.12.2025
ps-I

(**RAJESH BHARDWAJ**)
JUDGE

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