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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-10064-2025

Date of Decision:28.07.2025

KARAN SINGH ALIAS KARNI

...PETITIONER

VS.

STATE OF PUNJAB

...RESPONDENT

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Rahul Garg, Advocate
for the petitioner.

Mr. Ravneet Singh Joshi, Deputy, A.G., Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 483 BNSS with a prayer to grant regular bail to him in case FIR No.0219 dated 24.05.2022, registered under Sections 419, 420, 465, 466, 467, 468, 471, 177 of IPC, 1860, Police Station City Barnala, District Barnala.

2. The FIR in the present case was registered on the basis of the complaint filed by the Judicial Magistrate First Class, Barnala and the same has been reproduced below:-

“Duplicate letter No. 128 Dated 23/5/2022 28 From. Vijay Singh Dadwal, PCS Judicial Magistrate First Class, Barnala (UID No.P80478) The SHO, P.S. City-II, Barnala. To register FIR against (1) Karan Singh @ Kami son of Balvir Singh, resident of Khana Patti Dhillwan (2) Anju Rani wife of Rakesh Kumar son of



Darahan Lal, resident of Gali No 4, Nai Basti, Bathinda, (3) Riskash Kumar son of Ashok Kumar, resident of Ward No 2. Adarsh Nagar, Bathinda, and (4) Sham Singh son of Jaggar Singh, resident of Gali No.5 Kotheguru Amarpura, Bathinda. This is for your information and necessary action that on dated 17.01.2022, in case titled as State Versus Gurjiwan Singh Jiva & others, bearing CNR No.PBBR03-005845-2021 and CIS No. CHU718/2021, FIR No.22 dated 03.03.2020, PS Tallewal, under Section 379-B, 34 IPC, accused Karan Singh Karni (No 1 above) furnished his bail bonds and surety bonds and Ms.Anju Rani (No.2 above) stood as his surety and Rakesh Kumar son of Ashok Kumar (No.3 above) and Sham Singh son of Jaggar Singh (No.4 above) stood as witnesses. The said case has now been committed to the Court of Learned Sessions Judge, Bamala for 24.05.2022 The surety bonds furnished by accused Karan Singh Kami were send for verification and upon verification from the Office of The Deputy Commissioner & District Collector, Bathinda, it was found that the details of property i e jamabandi for the year 2012-13 furnished by the above named person as security was forged and fabricated and the report and signatures of Jaskaran Singh Patwari have also been forged over the same. Further, the endorsement No.391 dated 17.01.2022 also does not match with the record Moreso, the property mentioned in the Jamabandi was also not the ownership of surety Anju (No.2 above). Hence, it is apparent that the above named persons in order to cheat this Court and for release of accused Karan Singh Kami on bail, furnished forged and fabricated documents i.e. jamabandi for the year 2012-13, supported with a wrong affidavit affirming ownership over the property given as surety for the release of accused. Therefore, the above named persons have committed an offence under the relevant provisions of Indian Penal Code. Hence, you are hereby directed to register an FIR against the following persons: 1.Karan Singh @ Kami son of Balvir Singh,



resident of Khana Patti, Dhilwan (Accused himself) 2. Anju Rani wife of Rakesh Kumar son of Darshan Lal, resident of Gali No 4. Nai Basti, Bathinda. (Surely) 3 Rakesh Kumar son of Ashok Kumar, resident of Ward No 2. Adarsh Nagar, Bathinda. (Witness) Sham Singh son of Jaggar Singh, resident of Gali No.5. Kotheguru Amarpura, Bathinda (Witness) along with any other person found involved with them in the commission of crime, for the offence of cheating, forgery and furnishing wrong information to the Court for the release of accused on bail along with others relevant provisions of law. You are further directed to send one copy of FIR to this Court, immediately. Copy of letter bearing No. 3273 dated 16.05.2022 received from the Office of The Deputy Commissioner & District Collector, Barnala is attached herewith. Documents in original produced by the accused including personal and surety bonds, copy of jamabandi for the year 2012-13 along with original affidavit, copies of identity proofs and original report of Patwari are available on the file, which has already been committed to the Court of learned Sessions Judge by this Court for 24.05.2022 and same can be procured from there. It is for your further information that Reader of this Court has been authorized to pursue the present case on the registration of FIR for further proceeding Dated 23 May 2022 Sd/- Vijay Singh Dadwal PCS Judicial Magistrate First Class, Barnala (UID No. P60478) Encl: As above.”.

3. Learned counsel for the petitioner contends that the petitioner was arrested in some other case and he had allegedly furnished fake bail bonds and surety bonds. However, at the time of commission of the crime, the petitioner was in jail and could not have forged and fabricating the bail bonds and surety bonds. He further contends that even though 07 more cases were ordered to be registered against the petitioner, but the petitioner is on bail in all other cases. The petitioner was arrested in the present case on 26.09.2024 and is in custody for the last about 10 months. Learned counsel further contends that he is a



young boy, aged about 21 years and deserves sympathetic consideration by the Court.

4. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

5. I have heard the learned counsel for the parties and perused the record carefully.

6. In the present case, no doubt the allegations levelled against the present petitioner are serious in nature. However, he is in custody for the last about 09 months. Moreover, the case in question was triable by the Court of Magistrate. Thus, the further custody of the petitioner will not serve any useful purpose.

7. Without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate subject to the following conditions:-

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him to disclose such facts to the Court or to any other authority.

(ii) The petitioner shall remain present before the Court on the dates fixed for hearing of the case.

(iii) The petitioner shall not absent himself from the Court proceedings except on the prior permission of the Court concerned.



(iv) The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.

(v) The petitioner shall also file his affidavit before the concerned Court, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the trial. In case of change of place of residence/mobile number, he shall share the details with the concerned Court/learned Trial Court.

(vi) In case, the petitioner is involved in any other criminal activity, during the pendency of the trial, it shall be viewed seriously.

(vii) The concerned Court may insist on two heavy local sureties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.

8. In case, the petitioner violates any of the conditions mentioned above, it shall be viewed seriously and the concession of bail granted to him shall be liable to be cancelled and the prosecution shall be at liberty to move an application in this regard.

28.07.2025
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(N.S. SHEKHAWAT)
JUDGE

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