



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

CRM-M No.53306 of 2024 (O&M)

Date of Decision: 18.01.2025

Rajeev Rai

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Seerat Sapra, Advocate for the petitioner.

Mr. Kiran Pal Singh, Assistant Advocate General, Haryana
for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 seeking pre-arrest bail to the petitioner in FIR No.66 dated 29.07.2024 (P-1), under Sections 120-B, 406, 420, 465, 466, 467, 468 & 471 of the Indian Penal Code, 1860 (*for short 'IPC'*), registered at Police Station Sector 7, Panchkula, District Panchkula.

(2) Above FIR was registered by *de facto* complainant-Pankaj Sharma (Reader to the Court of learned Additional Sessions Judge, Panchkula) with the allegations that petitioner in connivance with co-accused got prepared the fake/forged *Aadhaar* Card of one Randhir Singh son of Gurdev, r/o Village Dhirpur, District Mohali; also identified the fake person,

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namely, Sunny, who impersonated as aforesaid Randhir Singh and furnished bail bonds/surety bonds for release of petitioner's son-Divansh, an accused in FIR No.239 dated 07.08.2023, under Sections 4, 12 of the POCSO Act and Sections 120-B, 328, 384, 506 read with Section 34 IPC, Police Station Kalka, District Panchkula.

(3) Contends that son of the petitioner, who was involved in a POCSO case (*supra*), was granted bail pending trial by learned Special Court and petitioner arranged surety for his son. Also contends that said surety-Sunny, met the petitioner, first time in Court premises at Panchkula and produced the documents before learned Special Court. Further contends that petitioner was unaware about the fact that said Sunny was impersonating himself as Randhir Singh and he is ready to join the investigation.

(4) *Per contra*, learned State Counsel, on instructions from quarter concerned, opposed the prayer while submitting that investigation is still ongoing and custodial interrogation of the petitioner would be required to ascertain about said Sunny, who impersonated himself as Randhir Singh and petitioner identified him as such before learned Special Court while furnishing surety bonds for release of his son.

(5) Heard learned Counsel for the parties and perused the paper-book.

(6) It appears, *prima facie*, that petitioner has polluted the stream of justice in connivance with the alleged Sunny, who impersonated himself as Randhir Singh. It has also come on record that Randhir Singh never stood as



surety; nor he produced any document in this regard for release of petitioner's son.

(7) Since the allegations are very serious; therefore, custodial interrogation of the petitioner is very much necessary to find out the true facts.

In such a scenario, this Court is not inclined to entertain the pre-arrest bail.

(8) Consequently, there is no option except to dismiss the petition.

(9) Ordered accordingly.

(10) The above observations be not construed as an expression of opinion on merits of the case.

Pending application(s), if any, shall also stand disposed off.

18th January, 2025

Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>Yes</i>