

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No.M-28128 of 2015 (O&M)
Date of Decision: 28.08.2015

Pala Ram Bishnoi

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE R.P. NAGRATH

1. *Whether Reporters of the local papers may be allowed to see the judgment?*
2. *To be referred to the Reporters or not?*
3. *Whether the judgment should be reported in the digest?*

Present: Mr. Subhash Ahuja, Advocate
for the petitioner.

Mr. S.S. Pannu, DAG, Haryana
for the State.

R.P. Nagrath, J. (Oral)

This petition under Section 439 Cr.P.C. has been filed by the petitioner for grant of regular bail in case FIR No.03 dated 07.02.2014 under Sections 409, 201 IPC and Section 13 (1) of Prevention of Corruption Act, 1988 Police Station State Vigilance Bureau, Panchkula.

The petitioner was posted as Deputy Labour Commissioner. The allegations against the petitioner are that he accepted ₹ 10,000/- as bribe money for helping the complainant to grant him labour licence. Petitioner demanded ₹ 30,000/- but the

complainant paid ₹ 10,000/-. As per story of prosecution, an amount of ₹ 10,000/- was paid to the Labour Officer working under the petitioner and that Labour Officer is prosecution witness.

When the licence was not granted, as per prosecution story, petitioner further demanded an amount of ₹ 20,000/-, but when this demand was not met, complainant was not granted the licence.

Learned counsel for the petitioner submits that the order with regard to refusal to grant licence was prior to that i.e. 21.01.2011.

It is also the prosecution story that petitioner promised to return the amount of ₹ 10,000/- which he handed over to the Peon for being returned to the complainant. Petitioner then made a phone call to the complainant that money should be collected from the Peon. Learned State counsel submits that call details have already been collected. Petitioner is in custody from 07.07.2015. Sanction for prosecution is still awaited.

After hearing learned counsel for the parties, without commenting on the merits of the case, keeping in view the fact that it will take time in filing of challan and conclusion of trial, the instant petition is allowed and petitioner-Pala Ram Bishnoi be admitted to bail on furnishing bail bonds to the satisfaction of Judge, Special Court, Panchkula.

28.08.2015
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(R.P. Nagrath)
Judge