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

**CRM-M No. 31649 of 2015 (O&M)**

**Dated of Decision: 03.12.2015**

Rajinder Kumar

..... Petitioner

Vs.

State of Haryana

..... Respondent

**CORAM: HON'BLE MR. JUSTICE JASWANT SINGH**

Present: Mr. Amit Goyal, Advocate  
for the petitioner.

Mr. Pawan Girdhar, Addl. A.G., Haryana and  
Mr. Rajiv Doon, AAG, Haryana  
for the respondent/State alongwith  
DSP Mahavir Singh, State Crime Branch.

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**JASWANT SINGH, J. (ORAL)**

Petitioner-Rajinder Kumar has prayed for grant of anticipatory bail in case FIR No. 349, dated 17.12.2014, under Sections 420, 406, 409, 467, 468, 471 and 120-B of the Indian Penal Code and Section 13 (1) (d) of the Prevention of Corruption Act, registered at Police Station Sadar Tohana, District Fatehabad.

As per the FIR lodged by Sh. Lekh Ram, Assistant Food and Supply Officer (in short 'AFSO'), Tohana, on inspection of the premises and records of M/s. Shivaji Foods, a rice mill, situated at Chander Kalan, Tehsil Tohana, District Fatehabad, it was found that there was misappropriation of 86000 quintals of paddy of the Food and Supply Department (in short 'the Department') for the year 2014-15. It is also alleged that Sh. Satpal Singla, Inspector of the Department, posted at the Procurement Centre, Tohana, was actively involved in execution of such fraud and

causing loss to the Department.

After conduct of investigation, it is the case of the investigating agency that fake bills of purchase of paddy from the farmers were prepared by the Commission Agents and in connivance with the Department officials, huge amounts of money were got released towards payment of such fake purchases and the booty shared. These kinds of fake transactions relate to various Commission Agents. As far as the Rice Millers are concerned, the allegations against them are that they have shown stocks of paddy purchased/received by them whereas no such paddy was purchased/received by them. The said fake entries have been shown in connivance with the Department officials.

In sum and substance, it is alleged that there is a scam of almost Rs. 14 crores of fake procurement of paddy from the farmers by the commission agents with connivance of the Department officials and thereafter, non-supply of custom mill rice by the rice millers to the Food Corporation of India.

Learned counsel for the petitioner submits that the petitioner was an employee of the firm M/s. Shivaji Foods, Chander Kalan from 01.10.2014 to 15.11.2014 (45 days) and resigned from the job on 15.11.2014, much prior to 15.12.2014 when the raid was conducted by the Inspector-complainant.

Learned State counsel submits that the petitioner was a Manager in the above said Rice Mill during the running season of rice and managed all the affairs of the Mill as having a long experience in this field. He further submits that in the statement of Gurdas son of Jarnail Singh, Munshi of M/s. Shivaji Foods, recorded under Section 164 Cr.P.C. before the trial Court, active involvement of the present petitioner/accused has been revealed.

Also, a hand written document has been produced by the prosecution

before the Court of Additional Sessions Judge, Fatehabad, where the name of present petitioner alongwith other co-accused is mentioned against a sum of Rs. 4,80,000/-.

Learned counsel for the parties have been heard.

Without commenting on the merits of the case, keeping in view the nature and gravity of the offences, it is evident that the chain of the investigation cannot be completed without custodial interrogation of the petitioner and his co-accused persons.

Accordingly, the present petition is dismissed.

December 03, 2015

*'dk kamra'*

**( JASWANT SINGH )  
JUDGE**