

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

CRM-M-38335 of 2015

Date of decision: December 11, 2015

Vijay Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. S.S. Sidhu, Advocate for the petitioner.

Mr. Shilesh Gupta, Addl. Advocate General, Punjab.

Rajan Gupta, J.(oral)

This is a petition under Section 439 Cr.P.C. seeking regular bail in a case registered against the petitioner under Sections 7(1) of Essential Commodities Act, 1955, 13/18/21 of Insecticides Act, 1968, Sections 420/186 IPC, Sections 7/8/28(1)A, 28(1)D and Section 35 of Fertilizers Control Order, and Section 7,13(1)(D) of the Prevention of Corruption Act and Section 120-B IPC added vide order dated 30.11.2015, at Police Station Raman, District Bathinda, vide FIR No.122 dated 2.9.2015.

Allegation against the petitioner is that he is bribing various officials of the Agriculture Department to store spurious pesticides and insecticide etc. and sell the same to the public. Petitioner is stated to be in custody since 15.09.2015. Investigation of the case is still pending and trial is yet to commence.

Plea for bail has been opposed by the State counsel on the ground that allegations against the petitioner are serious.

Heard.

Keeping in view the contentions raised before this court, period of incarceration of the petitioner and the fact that trial is yet to commence, I am of the considered view that no useful purpose will be served by detaining the petitioner in custody any longer. Thus, without expressing any opinion on the merits of the case, this petition is allowed and the petitioner is directed to be released on bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Bathinda.

(RAJAN GUPTA)
JUDGE

December 11, 2015
'Rajpal'