

Vigilance Bureau. Allegations therein are that loan was disbursed to the loanee by the accused in connivance with each other without verifying the revenue record and other particulars of the land sought to be mortgaged with the bank. Pursuant to FIR, investigation ensued. An untraced report was filed but same was not accepted by the court. As a result, matter was further investigated. Again the cancellation report was submitted. The court considered the same and passed the impugned order, taking cognizance of offences as mentioned in the foregoing para. Perusal of the order shows that no notice was issued to the accused-petitioner before passing the impugned order. They were thus deprived of the opportunity to present their stand before the court.

Under the circumstances, impugned order is hereby set-aside. Matter is remitted to the said court for decision afresh after hearing the parties. Petition is allowed in these terms.

(Rajan Gupta)
Judge

April 26, 2016.
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