

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

(222)

CRM-M-41737-2015

Decided on: July 21, 2016.

Rajwinder Singh

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Vipin Mahajan and Mr. Rahul Dev Singh, Advocates,
for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

M.M.S. BEDI, J (ORAL)

The petitioner is a Patwari. He has been in custody w.e.f. 10.03.2015 in a case registered at the instance of Vigilance Bureau, Pathankot on the ground that 14 borrowers had duped the Cooperative Bank of a huge amount of Rs.82 lacs by producing forged revenue records and seeking RCC limits.

Sixteen persons had been arrested out of which fifteen have already been granted concession of bail. The allegation against the petitioner is that he facilitated the release of advance to his co-accused on the basis of the forged non-encumbrance certificates and jamabandis. The borrowers had also executed mortgage deeds in favour of the Bank despite the fact that they have not owners of the land.

With the assistance of learned counsel for the petitioner, I have gone through the statement of PW-1 Suresh Kumar, Branch Manager who while appearing as PW-1 has stated in his cross-examination that against

loan of Rs.82.5 lacs, Rs.95 lacs approximately stand returned back by the borrowers.

Challan having been presented; co-accused of the petitioner having already been released on bail and the material evidence i.e. the statement of official of the Bank having already been recorded reflecting the alleged wrongful loss caused to the Bank, the petitioner can be granted the concession of bail.

The petition is allowed. Petitioner is ordered to be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court.

(M.M.S. BEDI)
JUDGE

July 21, 2016
harsha