

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

CRM-M No. 4665 of 2016 (O&M)
Date of decision: 09.02.2016

Radhey Shyam

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. G.C. Shahpuri, Advocate for the petitioner.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in case FIR No.379, dated 22.08.2015, registered under Sections 7/10/55 of Essential Commodities Act and Section 409 of the Indian Penal Code (for short 'IPC'), at Police Station Rajendra Park, District Gurgaon.

The learned counsel for the petitioner contends that after dismissal of the first bail application, on the representation filed by the petitioner, a committee was constituted. As per findings of the committee, the short fall now has been reduced to 5.50 quintals. He further states that the short fall in fact was due to moisture and now the deficiency has been made good.

Heard.

The petitioner being a Govt., servant had misappropriated the stock of 23.50 quintals. The earlier bail application was dismissed on merit, vide order dated 08.10.2015. Keeping in view the dereliction on the part of the petitioner, this Court is not inclined to grant the interim relief to the petitioner.

Dismissed.

09.02.2016

sumit.k

(JITENDRA CHAUHAN)
JUDGE