

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

CRM-M No.9313 of 2016

Date of Decision:-10.05.2016

Sandeep Singh.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Veneet Sharma, Advocate for the Petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
assisted by ASI Bhupinder Singh.

JASWANT SINGH, J (ORAL)

Prayer is under Section 438 Cr.PC for grant of anticipatory bail to the petitioner Sandeep Singh in case FIR No.251 dated 23.10.2015 for offences punishable under Sections 409, 411 and 120-B of Indian Penal Code registered with Police Station Chheharata, Amritsar City.

The petitioner is an Inspector with the Food and Supplies Department and incharge of the godown at Meerakot.

400 Wheat bags meant for distribution under the PDS system through the depot holders were intercepted by the police party loaded in a truck without a gate pass from the godown, under custody of the present petitioner. Thus, he has been nominated as an accused.

It is contended by referring to documents Annexure P-2 to P-4 that the petitioner had undertaken a journey from Amritsar to Sri Patna Saheb, Patna, during the period 20.10.2015 to 25.10.2015 although without taking leave from the office, from which at best he can be proceeded against departmentally. In such circumstances, no offence under Section 409 IPC etc is made out.

Learned Counsel for the petitioner submits that pursuant to the interim order passed by this court petitioner has joined the investigation.

Learned State counsel assisted by ASI Bhupinder Singh submits that pursuant to the interim order passed by this court petitioner has joined the investigation and is no longer required for custodial interrogation.

In view of the above, interim protection/pre-arrest bail granted vide order dated 16th of March, 2016 is made absolute.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

May 10, 2016
Vinay