

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-10591 of 2017 (O&M)
Date of Decision: 05.04.2017

Pavitar Gulia

--Petitioner

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. J.S. Bedi, Sr. Advocate with
Mr. Dhruv Dayal, Advocate for the petitioner.

Mr. Deepak K. Grewal, D.A.G., Haryana.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 439 Cr.P.C seeking the benefit of regular bail to the petitioner in case F.I.R. No.904 dated 14.11.2015 under sections 420, 468, 120-B IPC , sections 7, 8, 13, 49, 88 of Prevention of Corruption Act and section 66 of I.T. Act, registered at Police Station, City Jind.

Learned counsel for the parties have been heard.

It is a case of alleged leakage of H.T.E.T. Level-III question paper in relation to an examination which was slated for 14.11.2015.

Present petitioner, who is an employee of the Municipal Committee, Jind had been appointed by the Deputy Commissioner as an Observer to oversee the question papers to be collected from the Treasury and to be delivered to the examination centre i.e. Indian Modern Public School, Sonapat.

As per prosecution the petitioner having hatched a conspiracy with other co-accused extracted the question paper from a sealed cardboard box and then having got solved the leaked question paper at the residence of one Anand Dahiya passed on key of the solved papers to co-accused Amit

and Raghbir.

Petitioner was arrested on 28.11.2016.

Challan qua the present petitioner has already been filed. The matter is at the stage of framing of charges.

It is uncontroverted that the examination in question was scrapped by the State Govt. and as such, no appointments have resulted in pursuance thereto.

Co-accused Rajiv Kumar and who had been assigned the duty of Invigilator has been granted benefit of bail by this Court in the light of order dated 17.3.2017 passed in CRM No. M-8282 of 2017.

Without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of Trial Court/Duty Magistrate, Jind.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

05.04.2017

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Whether speaking/reasoned: Yes
Whether Reportable: No