

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

**CRM No.M-1537 of 2017 (O&M)
Date of Decision: 24.03.2017**

Mohammad Deen & another

--Petitioners

Versus

State of Haryana

--Respondent

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

Present:- Mr. R.S Dhull, Advocate for the petitioners.

Mr. C.S. Bakshi, Additional Advocate General, Haryana.

TEJINDER SINGH DHINDSA, J.

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.215, dated 21.07.2016, under Sections 218/409/419/420/467/468/471 IPC and Section 13(1)(d) of the Prevention of Corruption Act, registered at Police Station City Mandi Dabwali, District Sirsa.

While issuing notice of motion, the following order was passed by this Court on 19.01.2017:

“The instant petition has been filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioners in case FIR No.215, dated 21.07.2016, under Sections 218/409/419/420/467/468/471 IPC read with Section 13(1)(D) of the Prevention of Corruption Act, registered at Police Station City Mandi Dabwali, District Sirsa.

Counsel submits that the allegations are essentially with regard to certain irregularities and embezzlement of funds of Municipal Committee, Dabwali. Counsel adverts to the orders placed on record at Annexures P-1 to P-3, whereby the main

accused including the Chairman of the Purchase Committee have been granted concession of anticipatory bail. The allegations against the present petitioners are of having set up fake bills in relation to monkey catching. It is further contended that the requisite and necessary documents have already been taken into possession by the Investigating Agency and the petitioners are otherwise ready and willing to join the trial proceedings.

Notice of motion, returnable for 24.03.2017.

In the event of arrest, the petitioners shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioners shall join investigation as and when called upon to do so and they shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instruction from DSP Rattanpal has apprised the Court that the petitioners have since joined investigation. That apart, the observations made by this Court in the notice of motion order have gone un rebutted.

Accordingly, prayer made in the instant petition is accepted. Order dated 19.01.2017 passed by this Court is made absolute.

Disposed of.

24.03.2017

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**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |