

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-23944 of 2016
Date of Decision: 08.02.2017

Subhash Chander

....Petitioner

VERSUS

State of Haryana

....Respondent

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Balraj Sharma, Advocate
for the petitioner.

Mr. Tanuj Sharma, A.A.G., Haryana.

SURINDER GUPTA, J.(Oral)

The present petition has been filed under Section 438 Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No. 150 dated 18.06.2016 registered for offences punishable under Sections 409, 420 of Indian Penal Code (for short 'IPC') and 7 of the Essential Commodities Act, at Police Station Julana, District Jind.

Heard.

Learned counsel for the petitioner submits that the petitioner has deposited ₹40,000/- in Government Treasury and has also joined the investigation. Learned State counsel has also endorsed this fact.

The petitioner is a depot holder and allegation against him is that he had supplied less quantity of pulse to ration card holders. The case is based on documentary evidence.

In view of the fact that the petitioner has joined the investigation and his custodial interrogation is not required but without expressing any opinion on merits of the case, this petition is allowed and

order dated 05.12.2016 is made absolute till the presentation of challan, subject to the following terms:-

- (i) that the petitioner shall make himself available for interrogation by the police as and when required;
- (ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against him so as to dissuade him from disclosing such facts to the Court or to any police officer;
- (iii) that the petitioner shall not leave India without the prior permission of the Court.
- (iv) that the petitioner will seek regular bail on the presentation of challan in Court.

February 08, 2017
jk

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No