IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM NO. M-23689 OF 2017
DECIDED ON : 29.08.2017

Major Singh

...Petitioner

versus

State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Vipin Mahajan, Advocate,
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.49 dated 10.06.2017 under Section 409 IPC registered at Police Station Dera Baba Nanak, Police District Batala, District Gurdaspur, Punjab.

Learned counsel for the petitioner contends that petitioner, who is the Panchayat Secretary, has only been accused of negligence in his duty as the allegations for embezzling ₹14,31,408/-, are against the Sarpanch namely Gurdish Kaur.

Learned counsel further contends that the petitioner has neither sanctioned nor received the said amount from the government for releasing it to the said Sarpanch. He has no role in issuing utilization certificate which has to be done by the J.E

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and S.D.O. He further contends that petitioner is physically handicapped and 2/3rd of his left leg is amputated.

This Court by the order dated 24.07.2017, had directed the petitioner to join investigation and in the event of arrest, he was ordered to be released on ad-interim bail to the satisfaction of Arresting/Investigating Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Shamsher Singh, states that in pursuance to the order dated 24.07.2017, the petitioner has joined investigation.

In view of the above and without expressing any opinion on the merits of case, the order dated 24.07.2017, granting ad-interim bail to the petitioner, is hereby made absolute. However, the petitioner shall abide by the conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of accordingly.

(ANUPINDER SINGH GREWAL)
JUDGE

AUGUST 29, 2017
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1. Whether speaking/reasoned : YES/NO
2. Whether reportable : YES/NO

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