

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-3118 of 2017 (O&M)

Date of Decision: 24.04.2017

Varinder Singh

--Petitioner

Versus

State of Punjab

--Respondent

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

Present:- Mr. N.S. Shekhawat, Advocate for the petitioner.

Ms. Harpreet K. Athwal, D.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for the grant of anticipatory bail to the petitioner in case F.I.R. No.4 dated 06.04.2016 under sections 409, 420, 120-B I.P.C and sections 13(1)(D) read with section 13(2) of the Prevention of Corruption Act, registered at Police Station, Vigilance Bureau, Phase-I, Mohali.

On 1.2.2017, while issuing notice of motion, the following order was passed by this Court:-

“The present petition has been filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner bail in case FIR No.4, dated 06.04.2016, under Sections 409/420/120-B IPC and Sections 13(1) D) read with Section 13(2) of the Prevention of the Corruption Act, registered at Police Station Vigilance Bureau, Phase-I, Mohali.

Allegations against the petitioner are with regard to having been involved in a scam pertaining to leakage of question papers for recruitment to the post of Junior Inspector/Assistant Executive Engineer with the Municipal Corporation/Municipal Council/Nagar Panchayats and Improvement Trust, State of Punjab.

Counsel would categorically submit that other co-accused and who were the alleged beneficiaries and had secured jobs as also similarly situated co-accused who were allegedly the conduits have been granted interim bail.

Notice of motion, returnable for 24.04.2017.

In the meanwhile, petitioner is directed to appear before Investigating Officer and to join investigation.

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

Learned State counsel upon instructions from Inspector Harish Kumar would apprise the Court that the petitioner has since joined investigation. That apart, the contention raised by counsel for the petitioner to the effect that the petitioner during the course of investigation has been found to be innocent, has not been controverted by learned State counsel.

Accordingly, the present petition is allowed. The order dated 1.2.2017, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

24.04.2017
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Whether speaking/reasoned: Yes
Whether Reportable: No