

Sr. No.203

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No. M-33311 of 2016 (O&M)

Date of Decision:23.02.2017

Satpal Singh

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. D.S.Gandhi, Advocate,
for the petitioner.

Ms. Shivali, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner in case FIR No.37 dated 14.06.2015, under Sections 409/ 420/ 467/ 468/ 471/ 120-B of IPC, registered at Police Station Mattewal, District Amritsar Rural.

While issuing notice of motion, the following order was passed by this Court on 20.09.2016:-

“Petitioner who retired as a Sewadar from a Cooperative Bank seeks the concession of pre-arrest bail in a case registered at the instance of Manager of Amritsar Central Cooperative Bank leveling allegations that the petitioner connived with Accountant Gurbinder Singh and embezzled a sum of approximately Rs.42 lacs. Out of the amount of Rs.18 lacs which is alleged to have been recovered, Rs.14 lacs were recovered from the petitioner.

Counsel for the petitioner submits that the amount has been deducted from the GPF account of the petitioner after his retirement.

Notice to Advocate General, Punjab, for

November 16, 2016.

Meanwhile, an interim direction is issued that the petitioner will join investigation on or before October 1, 2016 and in case of his doing so, he will be released on interim bail to the satisfaction of the arresting officer.”

Learned State counsel who is on instructions from ASI Paramjeet Singh apprises the Court that the petitioner has since joined investigation.

It has also gone uncontroverted that against the backdrop of allegations of embezzlement of funds of the Cooperative Bank and in connivance with Accountant Gurbinder Singh, present petitioner who was a Sewadar was liable to the tune of Rs.14 lakhs approximately.

Learned State counsel informs the Court that a corresponding amount of Rs.14 lakhs which was otherwise due and payable to the petitioner towards retiral benefits in the nature of GPF fund has already been frozen and payment has been stopped.

Petitioner having joined investigation, his custodial interrogation as such would not be warranted.

Petition is allowed. Order dated 20.09.2016, passed by this Court, is made absolute.

Disposed of.

23.02.2017

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No