

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

**CRM-M-37162 of 2017**

**Date of Decision: 08 November, 2017**

Vinod Verma

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH**

Present: Mr. Diwan S. Adlakha, Advocate  
for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

**FATEH DEEP SINGH, J.**

The allegations against the petitioner in this anticipatory bail application under Section 438 Cr.P.C are that during the year 2015 for the constitution of Municipality of Radaur, District Yamuna Nagar objections were to be received by 30.07.2015 and it is alleged that an objector Vinod Verma-petitioner, an Ex-Sarpanch, though, has filed his objections on 31.07.2015 after the expiry of notified date but has managed in connivance with the clerk to get date antedated showing it to be 30.07.2015 leading to an inquiry and registration of the present case.

The contentions of learned counsel for the petitioner that a civil suit is already pending regarding the constitution of Municipality and that nothing is to be recovered from the petitioner and that the present case is a consequence of political vendetta.

Learned State counsel has stoutly opposed the grant of bail to the petitioner on the grounds that the petitioner in connivance with

the officials has purged the official records of the department, therefore, is not entitled to any relief and that his custodial interrogation is essential.

Going through the submissions, it is by no means disputed that objections under the Haryana Municipality Act, 1973 is still under consideration for which even civil writ petition has been filed and the Court has seized of the matter and admittedly as per the stand of the learned State counsel nothing is to be recovered from the petitioner. In view thereof and keeping in view that culpability, if any, shall be determined at the time of trial and even the outcome of the writ petition would have its own repercussions, the present petition stands allowed. In the event of arrest of the petitioner, he be admitted to bail to the satisfaction of the arresting officer/Investigating Officer and that he will abide by the conditions as envisaged under Section 438(2) Cr.P.C.

**(FATEH DEEP SINGH)**  
**JUDGE**

**08 November, 2017**

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Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No