

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

**Criminal Misc. No. M-37717 of 2017
Date of Decision:-17.11.2017**

Sukhwant Singh

...Petitioner

Versus

State of Punjab

...Respondent

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

Present:- Mr. K.D. Sachdeva, Advocate
for the petitioner.

Mr. H.S. Grewal, Additional A.G., Punjab.

Mr. Anupam Singla, Advocate
for the complainant.

FATEH DEEP SINGH J.(Oral)

The allegations against the petitioner Sukhwant singh in the present anticipatory bail application under Section 438 Cr.P.C. in case FIR No.36 dated 4.5.2016, under Section 409 IPC, registered at Police Station Ghagga, District Patiala, are that while posted as Plinth Incharge of Punjab Agro Foodgrain Corporation at Samana/Patra/Ghagga during the period of discharging his duties managed to embezzle 7366 bags of wheat with total value of rupees 32 crores to 33 crores.

The contentions raised by learned counsel for the petitioner are that the petitioner was dismissed from service on 8.4.2015 and that

subsequently FIR in question has been lodged belatedly and it was subsequent Incharge Inderpal Singh who was involved in the embezzlement with regard to which FIR No.0017 dated 11.2.2016, under Section 409 IPC has been registered at Police Station Samana, District Patiala is the real culprit. He further submits that nothing is to be recovered from the petitioner.

However, the grant of bail to the petitioner is stoutly opposed by learned State counsel as well as counsel for the complainant on the ground that the petitioner had deceitfully cheated the Department and caused shortage of wheat by putting empty boxes in between the wheat bags and caused loss of 7366 bags of wheat and during the PV the said fraud has been discovered and since the investigation is still going on, the custodial interrogation of the petitioner is necessary.

Appreciating the submissions and in the light of the quantity of foodgrains, the financial loss that has been accrued to the Department and that such like scandals have been attained notoriety needs to be cubed and therefore custodial interrogation of the petitioner is very much essential.

No ground for grant of anticipatory bail to the petitioner is made out, and hence, the present petition stands dismissed.

November 17, 2017
Vijay Asija

(FATEH DEEP SINGH)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No