

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

CRM-M-37825-2017

Date of decision: 28.11.2017

Lakhbir Singh

.....Petitioner.

Versus

State of Punjab

.....Respondent.

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Amandeep Singh Manaise, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

A.B. CHAUDHARI, J (Oral)

Heard, learned counsel for the rival parties.

This is a petition filed under Section 438 Cr. P.C. for grant of anticipatory bail to the petitioner in case FIR No. 53 dated 14.8.2017, under Sections 409, 420, 467, 468, 471 IPC and Section 13(2) of Prevention of Corruption Act, P.S. Sri Hargobindpur, Police Distt. Batala, District Gurdaspur.

Learned counsel for the petitioner submits that in pursuance of the order dated 9.10.2017, petitioner has joined the investigation.

Learned State counsel objects to the petition on the ground that petitioner has embezzled an amount of ₹ 32, 46, 500/- but he further submits that the same has been deposited by the petitioner.

Undoubtedly, this *prima facie*, is a temporary embezzlement but in view of the fact that petitioner has deposited the aforesaid amount, there is no ground for not releasing the petitioner on anticipatory bail.

In view of the said fact, present petition is allowed and the order passed by this Court dated 9.10.2017 is made absolute.

Disposed of.

(A.B. CHAUDHARI)
JUDGE

28.11.2017
preeti

Whether speaking/ reasoned: *Yes/No*

Whether Reportable: *Yes/No*