

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

CRM-M-28157-2018 (O&M)

Date of Decision:- 16.10.2018

Gayur Ali

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sandeep Kotla, Advocate, for the petitioner.

Mr. A.S.Sandhu, Addl. A.G. Punjab.

GURVINDER SINGH GILL, J. (Oral)

The petitioner seeks grant of anticipatory bail in respect of a case registered against him vide FIR No.128 dated 25.6.2017, under Sections 409 and 420 IPC, Police Station City Sanoli, Panipat.

The allegations as per FIR are broadly to the effect that the petitioner who was working as salesman in Central Co-operative Bank Limited, Bapoli, District Panipat along with Manager Ved Parkash had embezzled an amount of ₹ 31 lacs.

It has been submitted on behalf of the petitioner that he had already deposited an amount of ₹21.50 lacs out of the aforesaid ₹ 31 lacs, which he had deposited as an abundant caution without prejudice to his defence. It has also been submitted today that it is the Manager who had

committed the embezzlement and whose services, after inquiry, have since been terminated and who is still absconding.

The aforesaid position regarding termination of services of the Manager and not having been arrested till date is not disputed by the learned State counsel.

Having regard to the facts and circumstances of the case and also that the case is mainly based on documentary evidence and also bearing in mind the fact that he has already deposited an amount of ₹ 21.50 lacs, as has been confirmed by learned State counsel, upon instructions from ASI Shiv Bhagwan, in my opinion, it is a fit case for grant of anticipatory bail. The petition is as such accepted and interim directions issued vide order dated 9.7.2018 are made absolute subject to the condition that the petitioner shall appear before the Investigating Officer as and when directed and would fully cooperate with the investigation.

October 16, 2018
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(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned	Yes / No
Whether Reportable	Yes / No