

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No. M-33045-2018

Date of Decision: 09.08.2018

Raj Kumar

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Anmol Rattan Sidhu, Sr. Advocate with
Mr. Shiv Kumar Sharma and
Mr. H.S. Aulakh, Advocates for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

...

Inderjit Singh, J.

Petitioner Raj Kumar has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.48 dated 09.03.2017, registered at Police Station Uchana, District Jind, under Sections 409, 420, 467, 468 and 471 of IPC and under Section 13 of Prevention of Corruption Act, 1988 (later on Section 13 of PC Act was changed into Section 13-C of Prevention of Corruption Act).

Notice of motion has been issued. Learned State counsel appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

As per the allegation against the present petitioner, he had taken more payment than the actual work done. He had not done total work regarding which he had taken the payment, rather bills showing the excess work done, were submitted.

Learned counsel for the petitioner submitted that both works No.29 and 30 were for ₹11 lacs only and even if it is taken that the prosecution version is correct then at the most, the petitioner has shown excess work of ₹2-3 lacs only.

The petitioner has been in custody since 13.06.2018. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

09.08.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No