

CRM-M-38140-2018

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

CRM-M-38140-2018

Date of Decision: 05.10.2018

Javinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Mandhir S. Virk, Advocate,
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.16 dated 04.06.2018, registered at Police Station Vigilance Bureau, Range Ferozepur, District Ferozepur, under Sections 409 and 120-B of the Indian Penal Code and Sections 13(1) (c) (d) read with Section 13(2) of the Prevention of Corruption Act, 1988.

Notice of motion has been issued. Learned State counsel has 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.

CRM-M-38140-2018

As per the allegations in the FIR, during checking of *Malkhana*, ₹1,01,195/- in cash, one gold ring, one silver *kara*, two silver rings, two mobile phones, 24 watches, two rings, 78 bags of rice, one motor switch, one starter, one iron board and cable wire etc. were not found in existence. The FIR has been registered against the present petitioner as well as other police officials, who remained Incharge of *Malkhana*.

The petitioner has been in custody since 11.08.2018. Now, he is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of case may take a 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.

05.10.2018

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No