

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

CRM-M-40144-2018

Date of Decision: 16.10.2018

Rajesh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Amit Kumar Walia, Advocate for the petitioner.

Mr. B.S.Virk, DAG, Haryana.

INDERJIT SINGH, J.

Petitioner Rajesh 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 (Haryana), under Sections 409, 420, 467, 468 and 471 of IPC and 13 of the Prevention of Corruption Act, 1988 (later on Section 13 of the Prevention of Corruption Act changed to Section 13(C) of the 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.

The FIR in the present case has been registered on allegations that the works had not been completed, but the payments of same had been made and even some bills of excess amount have been submitted etc.

The allegation of learned State counsel against the present petitioner is that he got the payment of Rs.10 lacs for the works which was done. Even after the change of JE, he again submitted the same bills and got the payment second time.

The petitioner has been in custody since 01.08.2018. 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 Rs.50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

16.10.2018*jasmine kaur***(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No