

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Misc. No. M-49531-2018

Date of Decision: 19.11.2018

Varinder Singh

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Onkar Rai, Advocate for the petitioner.

Mr. Pawan Sharda, Sr. DAG, Punjab.

...

Inderjit Singh, J.(Oral)

Petitioner Varinder Singh has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.22 dated 18.10.2018, registered at Police Station Vigilance Bureau, Jalandhar, under Sections 419/120-B of the Indian Penal Code and Sections 7 and 7(a) of the Prevention of Corruption Act, 1988.

Notice of motion was issued in this case.

Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

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

From the record, I find that the main accused, as per the FIR, is one Namdev, who has been apprehended in the trap case while accepting a bribe of ₹1,000/-. The only allegation against present petitioner Varinder Singh is that he was posted as Registration Clerk and used to do the work of Reader in the office of Naib Tehsildar and the bribe was taken by Namdev

in his name.

The petitioner is not required for custodial interrogation. Nothing is to be recovered from him. No useful purpose would be served by sending him to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. It is ordered that in the event of arrest, the petitioner be released on bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

19.11.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No