

CRM-M-53412-2018

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

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Date of Decision: 10.12.2018

Maninder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ramesh Sindhar, Advocate,
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.10 dated 17.08.2017, registered at Police Station Vigilance Bureau, Mohali, under Sections 406, 409, 420, 467, 468, 471 and 120-B of the Indian Penal Code and Sections 13 (1) read with Section 13 (2) of the Prevention of Corruption Act, 1988.

Notice of motion was issued in this case. Learned State counsel has put in appearance 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.

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From the record, I find that FIR, in the present case, has been registered against M/s Gurinder Singh Contractor, M/s Pushpinder Singh Sindhu Contractor and M/s Khara Contractor. In the inquiry report of officials/employees of Irrigation Department, it was found that since last seven-eight years, the higher officials of Punjab Government and Engineers of Irrigation Department in connivance with Gurinder Singh Contractor had been manipulating rules by brushing out confidentiality of e-tendering with pre-planning, tailor-making tender conditions, reducing competition through sources by clubbing of small works and secretly leaking internal information of the department to M/s Gurinder Singh. The government works of more than worth ₹1000 crores of Irrigation Department, Punjab have been allotted to only M/s Gurinder Singh Contractor at 50% more rates than departmental rates. During investigation, it was found that the present petitioner was posted as Divisional Auditor and allegations are also levelled against him. As per the prosecution version, the present petitioner is to check calculation of measurement before making the payment for the work done by the Contractor. But it has been found that at the time of preparation of the running bill No.5 dated 09.02.2016, quantity of the material was enhanced from 185517.11 cubic metres to 334443.19 cubic metres in the measurements books and in this manner, the petitioner has caused financial loss to the tune of ₹1,51,30,890/-.

During the investigation, the present petitioner is found to be involved in the commission of offence and serious irregularities have been found to be committed by the present petitioner and due to which, heavy

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loss has occurred to the government.

Keeping in view the facts and circumstances of the present case, I find that the petitioner is required for custodial interrogation. Therefore, finding no merit in the present petition, the same is dismissed.

10.12.2018
parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No

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