

**Sr. No.208
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM No. M-6336 of 2018 (O&M)

Date of Decision: 02.04.2018

Radhe Ram Jakhar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. J.S.Gill, Advocate,
for the petitioner.

Mr. S.S.Sandhu, AAG, Punjab.

Mr. N.K.Manchanda, Advocate,
for the complainant.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of pre arrest bail to the petitioner in case FIR No.0002, dated 21.01.2018, under Sections 409,420, 465, 467, 468, 471 IPC and Section 13 (1) (C) of Prevention of Corruption Act, registered at Police Station Khuian Sarwar, District Fazilka, Punjab.

On 19.02.2018, the following order was passed by this

Court:-

“Petitioner seeks concession of pre arrest bail in case FIR No.02, dated 21.01.2018, under Sections 409, 420, 465, 467, 468, 471 IPC and Sections 13(1) (C) of Prevention of Corruption Act, 1988, registered at Police Station Khuian Sarwar, District Fazilka, Punjab.

Petitioner is stated to be the Sarpanch of Village Maujgarh, Tehsil Abohar, District Fazilka.

Precise allegations are that for the so called check period, 2013 till date, the petitioner has fraudulently withdrawn the widow pension which was otherwise due to one Savitri Devi by affixing forged thumb impressions.

During the course of hearing today, counsel representing the petitioner would advert to certain bank statements pertaining to the period December 2016 as also for the year 2017 and which would prima facie indicate that the widow pension had been deposited in the account of Savitri Devi.

List on 02.04.2018.

In the meanwhile, petitioner is directed to appear before Investigating Officer and to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”

Learned State counsel apprises the Court that the petitioner has since joined investigation.

That apart State counsel has also adverted to a supplementary statement recorded of Savitri Devi (widow) and in which allegations as regards non-disbursement and misappropriation of widow pension has been confined to only March and April, 2016.

It has further been conceded that apart from Savitri Devi (widow) no other complaint has come forth as regards non-dispersal of widow pension pertaining to Village Maujgarh, Tehsil

Abohar, District Fazilka and in which petitioner is a Sarpanch.

In view of the above, the prayer made in the petition is accepted.

Order dated 19.02.2018 passed by this Court is made absolute.

Disposed of.

02.04.2018
vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable	No