

Sr. No.228

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

CRM No. M-6913 of 2018 (O&M)

Date of Decision: 14.03.2018

Avinash Bhasin alias Bobby

... Petitioner

Versus

State of Haryana

... Respondent

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

Present:- Mr. A.P.S.Deol, Senior Advocate with
Mr. H.S.Deol, Advocate,
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No.349 dated 23.11.2017, under Sections 420, 166, 167, 384, 465, 467, 468, 471, 120-B of IPC and Sections 7, 8, 10, 12, 13, 13(1) D, 15 of Prevention of Corruption Act 1988, registered at Police Station Shivaji Nagar, District Gurugram.

Briefly noticed FIR was registered upon secret information having been received as regards corrupt practices being adopted by officials posted and working in the Office of the Regional Transport Authority, Gurugram as also Regional Transport Authority, Rewari in connivance with other conduits. Mobile conversations on mobile numbers 9582599898, 9468474207, 9467794105 were intercepted. The user of mobile number 9582599899 was found to be one Tarun (co-accused)

posted as Computer Operator in the office of Regional Transport Authority, Gurugram. The present petitioner is not an official/employee of either RTA, Gurugram or RTA, Rewari. He is sought to be implicated in the case on the basis of an alleged conversation with co-accused Tarun and as per which money having been routed through the petitioner to facilitate the process of different files pertaining to Issuance of Permits, Passing of Vehicles, Registration etc.

Petitioner was arrested on 19.12.2017.

Investigation in the case is complete and the challan has been presented on 21.02.2018.

Learned Senior counsel representing the petitioner would argue that no evidence has been collected by the Investigating Agency as regards forging of documents etc. against the petitioner.

The allegation is confined only as regards corrupt practices having been adopted to facilitate/expedite the process of certain official files.

During the course of arguments, it has also gone uncontroverted that the voice samples of main accused Tarun have been obtained and have been sent for analysis to FSL Madhuban, Karnal.

Learned Senior counsel has also furnished an undertaking as and when called for, the petitioner herein would also furnish his voice samples and without raising any pre-conditions.

Rather State counsel upon instructions from Inspector Krishan Kumar submits that an application had been moved before the competent Court to obtain voice samples of the petitioner and such application has already been allowed by the Court on 05.03.2018.

In the totality of the circumstances and without making any observations on merits, petitioner is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Gurugram.

Disposed of.

14.03.2018

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No