

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.5296 of 2019
and
Criminal Misc. No.M-4832 of 2019

.....

Date of decision:21.02.2019

Gursharan Singh

...Petitioner

v.

State of Punjab

...Respondent

....

Coram: Hon'ble Mr. Justice Inderjit Singh

.....

Present: Mr. Vikas Cuccria, Advocate for the petitioner.

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Inderjit Singh, J.

Cr. Misc. No.5296 of 2019:

For the reasons mentioned in the application, the documents Annexures-P.12 and P.13 annexed with the application are taken on record subject to just all exceptions.

The criminal miscellaneous application stands allowed.

Cr. Misc. No.M-4832 of 2019:

The petitioner has filed this second petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.3 dated 1.3.2018 registered for the offences under Sections 406, 409, 420, 467, 468, 471 and 120-B IPC read with Section 13(1)(d) and 13(2) of the Prevention of Corruption Act at Police Station Crime Branch, Vigilance Department,

Phase I, S.A.S. Nagar (Mohali).

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

From the record, I find that the first petition for anticipatory bail of the present petitioner has already been dismissed by this Court on merit vide order dated 25.7.2018, in which the facts of the case have been discussed in detail and in view of the facts it was held that keeping in view the serious allegations against the petitioner, nature and gravity of the offence, this Court does not find it a fit case where the petitioner is entitled to the benefit of anticipatory bail. It has been held that the petitioner is required for custodial interrogation. Though, now it has been submitted that the challan has been presented and custodial interrogation is not required, even if it is taken as it is, even then in view of the serious allegations regarding the embezzlement and misuse of the Government funds of crores of rupees etc., I do not find it a fit case where the petitioner is entitled for the grant of anticipatory bail.

Therefore, finding no merit in this petition, the same is dismissed.

February 21, 2019.

(Inderjit Singh)
Judge

hsp

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