

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

**CRM-M-8305-2019
Date of decision: 22.05.2019**

Inderjeet**...Petitioner**

Versus

State of Haryana**...Respondent****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. Mohit Garg, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 573 dated 21.11.2018, registered under Sections 406, 420, 468, 471 and 120-B of the IPC and Sections 13 and 7 of the Prevention of Corruption Act later on converted under Sections 409, 420 IPC at Police Station Civil Lines, Gurugram.

Learned counsel for the petitioner submits that as per the allegations in the FIR, the petitioner was working as a Cashier in Dakshin Haryana Bijli Vitran Nigam Limited (DHBVNL) along with co-accused Mahesh Yadav and has committed the embezzlement of ₹5,14,235/-.

Learned counsel for the petitioner further submits that the said amount already stands recovered by the police and the petitioner is in judicial custody since 21.01.2019 and the challan already stands presented.

Learned counsel for the petitioner further submits that one of the co-accused namely Sunil Kumar has already been granted concession

interim anticipatory bail, in which the role of the SDO Manpool is yet to be asserted, vide order dated 17.05.2019 passed in CRM-M-21360-2019.

Learned counsel for the petitioner further submits that in a similar FIR No. 495 dated 01.10.2018, under Section 409 IPC, registered at Police Station Civil Lines, Gurugram, the petitioner has already been granted concession of regular bail, vide order dated 20.05.2019 passed in CRM-M-8310-2019 and the recovery in the said case is also effected and apart from these two cases, the petitioner is not involved in any other case.

Learned State counsel, on the basis of the custody certificate filed today in Court and on instructions from ASI Surinder Singh, has not disputed the factual position.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that recovery of the alleged embezzled amount already stands effected; co-accused of the petitioner has already been granted interim anticipatory bail as noticed above and also in view of the fact that petitioner is in judicial custody since 21.01.2019, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

22.05.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*