

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-10186-2017 (O & M)
Date of Decision: November 14, 2019**

BINOD KUMAR SINGH

.....PETITIONER

VERSUS

STATE OF HARYANA AND ANR.

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Sarfaraj Hussain, Advocate for the petitioner.

Mr. Kapil Aggarwal, Addl. AG, Haryana.

Mr. Chetan Kapoor, Advocate for
Mr. Ashish Gupta, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner has challenged the order dated 28.10.2016 whereby respondent No.2 has been granted anticipatory bail.

Learned counsel for the petitioner contends that respondent No.2 had embezzled an amount of about ₹16 lacs while working as Assistant Sales Manager in the Company. The recovery of the amount had not been made and, therefore, respondent No.2 ought not to have been granted anticipatory bail.

Learned counsel appearing for respondent No.2 states that respondent No.2 was working as an Assistant Sales Manager and there is no allegation that money which he had allegedly received from the customers was paid in his account. The vehicles were allowed to go out of the showroom only after the vehicle pass was counter-signed by the Manager. Respondent No.2 has not signed any bill or receipt which would indicate that he had fabricated the bill as alleged.

Learned State counsel contends that the charges have been framed and the matter is listed before the trial Court on 12.12.2019.

The allegations against respondent No.2 are that while he was working as Assistant Sales Manager, he had allegedly taken money from the customers for the sale of cars but the same was not deposited in the account of the company. There is no allegation that any money was paid in the account of respondent No.2. It is also not a case of the petitioner or the State that respondent No.2 had misused the concession of anticipatory bail in any manner.

Consequently, I do not find any merit in the instant petition, which stands dismissed.

(ANUPINDER SINGH GREWAL)
JUDGE

November 14, 2019

A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No