

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

CRM-M No.8839 of 2019

Date of decision: 07.03.2019

Bharpur Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Pankaj Garg, Advocate
for the petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.16 dated 08.02.2019 registered under Section 408 IPC at Police Station City Bhudlada, District Mansa.

Counsel for the petitioner has submitted that the petitioner is working as a Distribution Clerk (PDC), In-charge of PUNSUP Centre at Budhlada and as per the allegations in the FIR, on a physical verification, it was found that 462 empty gunny bags are missing. It is further submitted that during the enquiry, the petitioner has already represented to the Senior Superintendent of Police that out of 462 bags, some of the bags are in possession of other officials.

Counsel for the petitioner has further argued that though the petitioner was initially suspended by his Head Office, however, he has already been restrained by the PUNSUP on 08.01.2019 and the charges against the petitioner are not serious.

Counsel for the State, on instructions from HC Jarnail Singh, has not disputed the factual position but opposed the prayer for

bail.

In view of the above, ***this petition is allowed*** and the petitioner is directed to appear before the Investigating Officer on or before 17.03.2019 at 10:00 a.m. or on any other date or time fixed by him, to join investigation and he shall be released on interim bail on furnishing bail/surety bonds subject to the following conditions:-

1. *He shall make himself available for interrogation by a police officer as and when required;*
2. *He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and*
3. *He shall not leave India without previous permission of the Court.*

The petitioner shall also join the investigation as and when a notice has been issued by the Investigating Officer to join investigation.

Liberty is granted to the Investigating Officer to move an application for cancellation of bail of the petitioner, in case the petitioner fails to join the investigation.

(ARVIND SINGH SANGWAN)
JUDGE

07.03.2019
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No