

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-14350-2019 (O&M)
Date of Decision:-25.7.2019

Balwinder Singh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Jagram Singh Conner, Advocate for the petitioner.

Mr. Ashok Singh Choudhary, Addl. Advocate General, Haryana,
assisted by SI Shishpal Singh.

GURVINDER SINGH GILL, J.

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.09 dated 7.1.2019 at Police Station Mahesh Nagar, District Ambala under Section 409 of Indian Penal Code, 1860.
2. The allegations, in nutshell, are that while the petitioner was a Sarpanch of Gram Panchayat of village Shahbpura, the Gram Panchayat had cash in hand amounting to ₹2,01,948/-, but the petitioner did not deposit the said amount with the concerned office despite having been issued notices to deposit the same.
3. The learned counsel for the petitioner has submitted that infact the amount in question alongwith interest i.e. total amount of ₹2,44,358/- stands deposited on 11.1.2019.

4. The aforestated position has been confirmed by the learned State counsel, upon instructions from SI Shishpal Singh, who is present in Court. It has also been informed that the petitioner has since joined investigation.
5. Without commenting anything on merits of the case and while bearing in mind the fact that the case is mainly based on documentary evidence and that the amount in question stands deposited, the petition is accepted, and the interim directions issued by this Court vide order dated 29.3.2019 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.
6. The present petition stands accepted accordingly.

25.7.2019

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No