

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

**CRM-M-44448-2018
Date of decision: 27.02.2019**

Gursewak Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Yashpal Thakur, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 156 dated 08.09.2018, registered under Section 409 IPC at Police Station Samana, District Patiala.

As per the allegations in the FIR, got registered by Block Development and Panchayat Officer, an inquiry was conducted against the petitioner, who is an Ex-Sarpanch of Gram Panchayat Kuka, District Patiala, pertaining to his tenure from 2013 to 2018 and it was found that the petitioner has not deposited the lease money of the Gram Panchayat's land amounting to ₹3,90,600/-, relating to the tenure when he was Sarpanch and has embezzled the said amount and caused financial loss to the Gram Panchayat.

On 22.10.2018, learned counsel for the petitioner, on instructions from the petitioner, submitted that the petitioner is ready to deposit the amount of ₹3,90,600/- on or before 30.11.2018. Thereafter, again time was granted and on 22.02.2019, learned counsel for the

petitioner submitted that he will bring a demand draft of ₹1,00,000/- favouring the Gram Panchayat, Kuka, District Patiala, however, it is submitted by learned counsel that the petitioner is not ready to deposit the said amount.

Learned State counsel, on instructions from ASI Sarbjit Singh, submitted that neither the petitioner has joined investigation nor has he deposited the embezzled amount in the fund of Gram Panchayat as the petitioner is still holding the said amount with him.

After hearing learned counsel for the parties and considering the conduct of the petitioner who, despite availing number of opportunities, has not even joined investigation and has also failed to deposit the said amount with the Gram Panchayat, I find no ground to grant concession of anticipatory bail to the petitioner.

Petition is dismissed accordingly.

February 27, 2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No