

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

1. CRM-M-41541-2019

Baljeet Singh

...Petitioner

Versus

State of Haryana

...Respondent

2. CRM-M-41662-2019

Jora Singh

...Petitioner

Versus

State of Haryana

...Respondent

Date of decision: 07.12.2019

CORAM:- HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. N. S. Shekhawat, Advocate
for the petitioner in CRM-M-41541-2019.

Mr. Aman Pal, Advocate
for the petitioner in CRM-M-41662-2019.

Mr. Deepak Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This common order shall dispose of above noted two petitions
as they arise out of the same FIR.

These petitions have been filed under Section 439 of the Code
of Criminal Procedure for grant of regular bail to petitioners Baljeet Singh
and Jora Singh in case FIR No. 352 dated 01.10.2018, registered under

Sections 420, 467, 468, 471, 120-B, 167, 409 of the IPC and Sections 8, 9, 13C of the Prevention of Corruption Act, 1988 at Police Station Civil Line, Jind, District Jind.

Learned counsel for the petitioners submit that as per the allegations in the FIR, registered at the instance of DHBVN, Jind, one M/s Duhan Electrical Works, Hisar was granted a contract for execution of some work and while submitting the bills, both the petitioners, in the capacity of Head Draftsman and Foreman, respectively, had made certain verifications, which were later on sent to the accounts department and upon further verifications from the accounts department, the amount was released in favour of the aforesaid contractor. Later on, it was found that the bills were raised and payment was made to the aforesaid contractor without there being completion of work.

Learned counsel for the petitioners further argued that the petitioners were not the persons competent to sanction the bills. It is further argued that contractor Kuldeep Singh has already been granted concession of regular bail, vide order dated 19.09.2019 passed in CRM-M-23305-2019.

Learned counsel for the petitioners further argued that both the petitioners have since retired and are not involved in any other criminal proceeding. It is further submitted that the petitioners are in judicial custody since 24.06.2019; investigation is complete and challan stands presented.

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

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the facts that main accused Kuldeep Singh/contractor has already been granted concession of regular bail as noticed above; petitioners are retired officials; they are not involved in any other case and also in view of the fact that the petitioners were not the competent authority to sanction the bills, the instant petitions are allowed. Petitioners Baljeet Singh and Jora Singh are ordered to be released on regular bail on their furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate concerned.

A photocopy of this order be placed on the file of other connected case.

07.12.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No