

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

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**C.R.M-M No.61455 of 2018
Date of Decision : 08.02.2019**

Akash Sharma @ Petha

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. P.B.S. Goraya, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, D.A.G., Punjab.

AJAY TEWARI, J. (ORAL)

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.0096 dated 05.09.2018 registered under Section 8 of the Prevention of Corruption Act, 1988 at P.S. Mahilpur, District Hoshiarpur.

On 19.12.2018 the following order was passed:-

“Notice of motion for 08.02.2019.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

Mohinder Pal states that the petitioner has joined the investigation but has not returned the money. However, counsel for the petitioner states that similarly situated co-accused was granted the concession of anticipatory vide order Annexure P-1. Learned Deputy Advocate General has accepted this fact.

In the circumstances, keeping in view the entire conspectus of facts, without going into the merits of the case, I do not deem it appropriate to deny parity to the petitioner.

Petition is allowed. Interim order dated 19.12.2018 is made absolute.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

February 08, 2019
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Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No