

211 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-3086-2020
Date of Decision: 25.02.2020

Manjeet Singh

... Petitioner

v/s

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. ADS Sukhija, Advocate for the petitioner.

Mr. Baljinder Singh Virk, DAG Haryana assisted by
ASI Amit.

* * *

VIVEK PURI, J. (ORAL)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.108 dated 29.03.2019, under Section 408 IPC registered at Police Station DLF Phase 1, Gurugram.

On 24.1.2020 following order was passed:

“Precisely, the FIR was registered on the allegations that petitioner along with other persons have been working as Toll Collector at Toll Plaza Bandhwadi and embezzled the Toll amount collected by them. The order of the Court below indicates that petitioner had embezzled the amount to the tune of Rs.34,625/-. It has been stated that the FIR was registered on 29.3.2019 but the petitioner continued to be in service till May, 2019 and was also being paid salary.

Notice of motion for 25.2.2020.

Meanwhile, the petitioner shall join the investigation and would come present as and when

called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner has stated that the petitioner has joined the investigation in pursuance of the interim directions issued by this Court and he is no more required for custodial interrogation. Nothing has to be recovered from the petitioner.

Learned State counsel, on instructions from ASI Amit, has not disputed the factual position of the case. In these set of circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioner. The order dated 24.01.2020 is made absolute.

The petition stands allowed.

(VIVEK PURI)
JUDGE

25.02.2020
Janki

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No