

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

CRM-M No.4799 of 2020

Date of Decision : 05.03.2020

Govind Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Yashwant S. Rathore, Advocate
for the Petitioner.

Mr. Navdeep Singh, Asstt. Advocate General, Haryana
for the Respondent/State.

SUDIP AHLUWALIA, J. (ORAL)

The instant Petition has been filed under Section 438 of the Code of Criminal Procedure seeking Anticipatory Bail in case FIR No.258, dated 08.09.2018, registered under Sections 409 and 420 of the Indian Penal Code, 1860, at Police Station Kalayat, Haryana.

2. Ld. State Counsel submits that the actual Letter/Communication by virtue of which the Petitioner was given temporary charge to perform the duties of Counter-Cashier w.e.f. 07.06.2014, is not traceable in the Office, at present.

3. In such circumstances and in view of the specific submission of the Petitioner that all along his posting was as Assistant Lineman, who had no power to hold cash on behalf of the Corporation, he is entitled to the concession of anticipatory bail, at this stage.

4. For this reason, in the event of arrest, Petitioner is ordered to be released on bail to the satisfaction of the Arresting Officer till submission of report under Section 173 Cr.P.C. (challan). He shall continue to join investigation and shall furnish an undertaking that he shall abide by the conditions specified under Section 438(2) Cr.P.C.. Thereafter, the Petitioner will be permitted to furnish bail bonds to the satisfaction of the Ld. Trial Court.

March 05, 2020

(SUDIP AHLUWALIA)
JUDGE

Dpr

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No