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

**CRM-M No.7321 of 2020
Date of Decision: 25.02.2020**

Surender Rathi

.....Petitioner

Vs

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Amit Jhangi, Advocate and
Mr. Parteek Gupta, Advocate
for the petitioner.

Mr. Deepak Sabharwal, Addl, AG, Haryana.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.230 dated 18.05.2019 registered under Section 384 IPC and Sections 7, 7-A, 8, 9 and 13 of the Prevention of Corruption Act at Police Station Sampla, District Rohtak.

The complicity of the petitioner is at par with that of co-accused Ravinder Kumar @ Kala who has already been granted regular bail in CRM-M No.1182 of 2020 vide order dated 31.01.2020.

Learned State counsel states that an amount of Rs.1,00,000/-, Creta car and three mobile phones were

recovered from the petitioner.

This Court while granting bail to Ravinder Kumar @ Kala has adverted to incriminating material collected by the police. Recovery of the amount shall remain debatable as the same is not having the configuration of any tainted money i.e. having initials of some officer. Police has recorded 33 statements of transporters under Sections 161 and 164 Cr.P.C. The date of making the said statements viz-a-viz the date of alleged payments to the petitioner would also remain debatable. At this stage, these statements cannot be conclusively commented upon, *lest* it may prejudice the case of either sides.

For the reasons recorded in CRM-M No.1182 of 2020, I deem it appropriate to grant regular bail to the petitioner on parity with Ravinder Kumar @ Kala.

In view of above, without meaning anything on merits of the case, the petitioner is directed to be released on regular bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of trial Court/Duty Magistrate.

Nothing expressed hereinabove, would be construed to be an expression of any opinion on merits of the case.

25.02.2020

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(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No