

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**CRM-M-31386-2020****Date of decision: 09.11.2020****Ashish Porwal****....Petitioner****V/s.****State of Haryana****.....Respondent****CORAM: HON'BLE MS. JUSTICE RITU BAHRI.**

Present: Mr. Sudhir Rana, Advocate for the petitioner.

Mr. Hitesh Pandit, Addl.A.G., Haryana

Ritu Bahri, J. (Oral)

This petition under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case F.I.R. No. 78 dated 26.02.2020 under Sections 420, 406, 408, 467, 468, 471 and 120-B of Indian Penal Code, 1860 registered at Police Station Dharuhera, District Rewari.

Pursuant to order dated 14.10.2020, status report dated 05.11.2020 by way of affidavit of Deputy Superintendent of Police, District Rewari has been filed. The statement of the petitioner has also been placed as Annexure R-1. In para Nos. 5 and 6 of the status report, it has been stated that the complainant company had installed a weighing bridge within its factory premises. The installation was done by company in the name and style of SMAC and the annual maintenance contract of the said bridge was with the petitioner. The petitioner being a technical man had installed an electronic chip in the weighing machine which resulted in manipulation of actual weight of the substance being weighed over the bridge. During routine inspection, the complainant company detected several chips and then lodged complaint against the petitioner. Thereafter the petitioner was arrested and he admitted his involvement in the crime. He admitted that he

had good relations with the Store Keeper, Store-in-charge and several officials of transporters and also with the scrap dealers and he had facilitated the commission of crime by fudging the electronic controls of the weighing bridge by installation of electronic chips.

Learned counsel for the State, on specific query, informs the Court that challan was presented on 06.08.2020 against the petitioner and further information given by the Investigating Officer is that they are in the process of arresting ten more accused. The petitioner was arrested on 07.06.2020 and till date no other accused has been arrested. Since the investigation is still going on for presentation of challan against the other accused which is evident from para No. 6 of the status report, this petition is allowed and the petitioner is ordered to be enlarged on bail to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate.

09.11.2020**Divyanshi****RITU BAHRI
(JUDGE)****Whether speaking/reasoned:
Whether reportable:****Yes/No
Yes/No**