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

**CRM-M No.53234 of 2019  
Date of Decision: 31.01.2020**

**ASHOK**

**.....Petitioner**

**Vs**

**STATE OF HARYANA**

**.....Respondent**

**CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH***

Present: Ms. Samridhi Sareen, Advocate for  
Mr. Vinod S. Bhardwaj, Advocate  
for the petitioner.

Mr. Anmol Malik, A.A.G., Haryana.

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**RAJ MOHAN SINGH, J.(Oral)**

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.31 dated 28.02.2018, registered under Sections 409/420/468/471/120-B IPC (challan filed under Sections 180/409/419/420/467/468/471 and 120-B IPC) at Police Station Loharu, Bhiwani.

Petitioner is a Clerk-cum-Cashier in Central Co-operative Bank. The alleged embezzlement took place in Dhigawa Primary Agricultural Co-operative Society Ltd. The allegations are against Jai Parkash, the then salesman. Jai Parkash is under suspension. Petitioner has been implicated on

the recommendations of Departmental Joint Enquiry Committee. According to which the embezzlement could not have been done single handedly by Jai Parkash without the involvement of other persons holding managerial posts.

Learned counsel for the petitioner submitted that in departmental enquiry, the petitioner has been absolved. Petitioner was not the loan disbursing authority and he is in custody since 17.09.2019. Challan has been presented and the petitioner is in judicial custody.

Learned State counsel on instructions from SI Ved Singh submitted that though the petitioner has been exonerated in departmental proceedings, the criminal case can go simultaneously. Learned State counsel admitted that the challan has been presented, but charges have not been framed so far.

At this stage, without adverting to the merits of the case, keeping in view the custody of the petitioner since 17.09.2019 and his exoneration from departmental proceedings, I am of the view that indulgence can be granted in favour of the petitioner for the grant of regular bail.

In view of above, petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial

Court.

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

January 31, 2020

*Atik*

**(RAJ MOHAN SINGH)**  
**JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No