

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

**CRM-M-55626-2019
Date of decision-06.01.2020**

Sunil Kumar

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Ashok Kumar Khunger, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

Mr. SPS Tinna, Advocate for the complainant.

MANOJ BAJAJ, J. (Oral)

Petitioner-Sunil Kumar has filed this petition under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No.0163 dated 08.12.2019 registered under Section 408 of Indian Penal Code, 1860 at Police Station Bahavwala, District Fazilka.

Learned counsel for the petitioner contends that the petitioner was employed by the complainant at his petrol pump M/s Rajpura Filling Station and had been working for the last ten years. He submits that the allegations contained in the FIR regarding embezzlement are wrong and he has been falsely implicated.

Learned counsel for the complainant contends that the complaint against the petitioner was given on 14.07.2017 before the Police and he had agreed to return the amount embezzled by him by making

payment to the complainant. It is pointed out that despite his assurance given in the writing on 21.07.2017, no amount was paid by him.

It is the case of the prosecution that the regular consumers used to obtain fuel from the complainant's petrol pump on credit basis and petitioner used to collect the due amount from them who embezzled it by not depositing the same in the account of the petrol pump.

Considering the nature of the offence and conduct of the petitioner, this Court finds that this is not a fit a case for grant of extraordinary concession of anticipatory bail to the petitioner.

Petition is dismissed.

(MANOJ BAJAJ)
JUDGE

06.01.2020
vanita

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No