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

CRM-M-99-2021

Date of decision-06.04.2021

PARMINDER SINGH BARIANA**...Petitioner****Vs.****STATE OF PUNJAB****...Respondent****CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Ms. Sehar Sandhu, Advocate for
Mr. D.S. Sobti, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG., Punjab.

MANOJ BAJAJ, J. (ORAL)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.17 dated 16.12.2020 under Section 7 of the Prevention of Corruption Act, 1988 as amended by the Prevention of Corruption (Amendment) Act, 2018 and Sections 168, 465, 468 & 471 Indian Penal Code registered at Police Station Vigilance Bureau Range Jalandhar, District Jalandhar. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 06.01.2021, whereby while issuing notice of motion to respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel contends that as per the allegations, the petitioner being Punjabi Master in Government High School could not have entered into a private business in partnership with his other relatives or could work as a Journalist with the newspaper. It is submitted by Mr. Sobti, learned

counsel that the petitioner resigned from the partnership in the year 2013 and for his engagement as Journalist with the newspaper, necessary permission was given by the competent authority on 03.04.2012 (Annexure P-9). He has pointed out that though the said permission was cancelled on 30.09.2015 (Annexure P-10), but with the intervention of this Court, the said permission is operative. He has invited the attention of the Court to the said orders dated 04.02.2020 (Annexure P-37) and 16.6.2020 (Annexure P-41). Apart from it, he contends that the third allegation regarding absence of petitioner from his place of work is based on his mobile locations and it may not be enough to establish his absence. He submits that the petitioner is a respectable citizen and his custodial interrogation in the given facts may not be necessary, as he is willing to join the investigation.

Notice of motion for 06.04.2021.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by Inspector Manmohan Singh does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 06.01.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

06.04.2021
Vipin kumar

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