

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

Date of Decision: 21st December, 2021

1. CRM-M-4206-2021 (O&M)

Anil Kumar @ Anil Nain

... Petitioner

Versus

State of Haryana

... Respondent

2. CRM-M-5800-2021

Deepak Kumar

... Petitioner

Versus

State of Haryana

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Diwan S. Adlakha, Advocate,
Mr. S.P.Arora and Mr. Dinesh Arora, Advocates
for the petitioners.

Ms. Dimple Jain, Assistant Advocate General, Haryana
for the respondent-State.

Mr. Krishan Singh, Advocate for the complainant.

AVNEESH JHINGAN , J.(Oral)

1. These two petitions under Section 439 Cr.P.C. are filed seeking regular bail in FIR No. 11, dated 12.12.2020, under Section 7 of the Prevention of Corruption Act, 1988 and later on Section 120-B IPC, 1860, registered at Police Station S.V.B. Panchkula.

2. The FIR was registered on a complaint made by Jindal Kumar a contractor who was allotted tenders by the Municipal Corporation, Yamunanagar for cleaning Zone-I and Zone-II area.

Allegations are that Anil Kumar Chief Sanitary Inspector demanded

Engineer and Junior Engineer and threatened that otherwise the tender of the complainant would be rejected. Rs.1,00,000/- was paid and while making the payment for the balance amount, the trap was laid. Both the petitioners were present and Deepak Kumar was caught red handed with laced currency of Rs.2,00,000/-

3. Learned counsel for the petitioners submit that petitioners are in custody 11th December, 2020, investigation is complete and no recovery is to be made from them. The complainant has already deposed before the trial Court. They further submit that petitioners were released on interim bail due to COVID-19 situation and there was no mis-utilization of the interim bail.

4. Learned State counsel opposes the prayer for grant of regular bail, however, on instructions she fairly submits that petitioners are not involved in any other case.

5. Learned counsel for the complainant submits that Rs.1,00,000/- was paid in cash to Anil Kumar whereas Deepak Kumar was caught red handed in this case.

6. Petitioners are in custody since December, 2020, investigation is complete, complainant was examined and conclusion of trial is likely to take time, the petitioners are granted bail subject to their furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

7. The petitions are allowed.

8. Since the main cases are disposed of, pending application, if any, renders infructuous.

9. It is clarified that observations made hereinabove shall not be

10. Photocopy of this order be placed on the file of connected case.

(AVNEESH JHINGAN)
JUDGE

21st December, 2021

Parveen Sharma

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No