

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

(I) CRM-M-11620-2021 (O&M)

Shri Bhagwan ...Petitioner

Versus

State of Haryana ...Respondent

(II) CRM-M-12035-2021 (O&M)

Dulichand ...Petitioner

Versus

State of Haryana ...Respondent

Date of Decision: 18.03.2021

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Rapton Bedi, Advocate,
for the petitioner/s.

Ms. Sheenu Sura, DAG, Haryana,
assisted by DSP Vivek Kundu and SI Balwant Singh.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. This order shall dispose off the aforesaid two petitions i.e. CRM-M-11620-2021 filed on behalf of Shri Bhagwan as well as CRM-M-12035-2021 filed on behalf of Dulichand seeking grant of anticipatory bail in respect of a case registered vide FIR No.467 dated 25.09.2018 at Police Station Panchkula Sector-5, Panchkula, under Sections 120-B/409/420/467/468/471 IPC.
2. The allegations in nutshell, as per the FIR, are to the effect that the Directorate of Agriculture had floated a scheme for giving subsidy

to the farmers, who opted for 'Drip Irrigation System' so as to encourage drip irrigation for the purpose of conserving water. It is alleged that several officials of the Department of Agriculture, Haryana connived and had got released subsidy on the basis of forged documents and forged thumb impressions of farmers and which has been got credited into the account of the supplier (Supplier of Drip Irrigation System) instead of crediting the same in the accounts of the farmers. It is further the case of the prosecution that when the such farmers were contacted, they disclosed that they had never ever applied for such subsidy and never had such Drip Irrigation System installed. The said subsidies are stated to have been released during the years 2011-12 to 2015-16.

3. The petitioners had served at Nuh, where the said incident had taken place, as Accountant and Surveyor respectively and as such are apprehending their arrest and have approached this Court seeking anticipatory bail.
4. Today, learned State counsel has very fairly informed this Court that as on date the police does not have any concrete evidence to establish the involvement of the petitioners in the scam. It has, however, been informed that thorough investigation in the matter is still going on.
5. In view of the aforestated position wherein the police has not been able to collect any evidence to establish the involvement of the petitioners so far, this Court deems appropriate to direct the petitioners to join investigation so that the truth may be unearthed.

6. Keeping in view the facts and circumstances of the case and especially the fact that the police does not have any credible evidence so far to establish the involvement of the petitioners, both the petitions are accepted. The petitioners, in the event of their arrest, are ordered to be released on bail subject to the condition that they associate with the investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer in all manner.

18.03.2021

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**