

In virtual Court

CRM-M-12864-2021

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-12864-2021 (O&M)
Date of decision: 22.07.2021

Vipin

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Vishwajeet Singh, Advocate
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.168 dated 24.05.2019 under Section 408 IPC, registered at Police Station Sector-56, District Gurugram.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Sajal Lamba, the petitioner was employed in his company Alsorg Interiors India Pvt. Ltd. for the last more than 01 year

and used to handle the cash of the company for making payment to various suppliers or to deposit in the bank. On 22.05.2019, he had collected money from house of the complainant and left to the office for handing over the cash, but he did not deposit the same in the office and thereafter, he was not traceable.

Learned counsel for the petitioner has further submitted that the petitioner initially filed a petition for grant of anticipatory bail, which was dismissed by this Court. Thereafter, the petitioner was declared proclaimed offender on 15.10.2020 and even the second petition for grant of anticipatory bail was also dismissed. It is also submitted that the petitioner was arrested on 22.12.2020 and since then, he is in custody; he is not involved in any case of similar nature; investigation is complete; challan stands presented; the offence is triable by the Court of Magistrate and it will be a matter of trial whether the complainant is able to prove that he has paid an amount of Rs.48.50 lacs in cash to the petitioner.

Learned State counsel has filed the custody certificate dated 21.07.2021 in the Court today and has opposed the prayer for bail on the ground that there are allegations against the petitioner of misappropriation of huge amount entrusted by his employer.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the fact that the petitioner is in long custody; he is no more required for any further investigation; offences are

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triable by the Court of Magistrate and it will take some time in conclusion of the trial, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

22.07.2021
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No