

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-13806-2021 (O & M)
Date of Decision: August 10, 2021**

MANGAL SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Rajiv Malhotra, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 21 dated 23.02.2021, under Sections 381, 465, 467, 468, 471 and 120-B of the Indian Penal Code, 1860, registered at Police Station City Moga, District Moga.

Learned counsel for the petitioner contends that it is alleged that six cheques were stolen from the office of the Assistant Labour Commissioner and the money was misappropriated, but no action has been taken against the senior official of the Society, who was the custodian of the cheques. The allegations are that a cheque for a sum of ₹8,40,000/- was presented by co-accused, namely, Karamjit Singh on 23.08.2018 and co-accused Karamjit Singh had deposited a sum of ₹3,50,000/- in the account of the petitioner the next day. The petitioner is the brother of co-accused, namely, Rajwinder Singh, who was working as a Peon/‘Sewadar’ in the office. He, however, contends that the petitioner had lent money to Karamjit Singh which was returned by

him. The cheques had been stolen as the cheque of a later number, i.e. 680918,

is stated to have been deposited on 23.08.2018 while the cheque of a previous number, i.e. 680714, was deposited on 09.09.2020. He also contends that the complainant has not been able to explain these discrepancies. The petitioner is 25 years of age and is not involved in any other case.

This Court, by the order dated 24.05.2021, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Satnam Singh, states that although the petitioner has joined investigation but he is not cooperating in the investigation.

In view of the above and the petitioner having joined investigation, the order dated 24.05.2021 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

August 10, 2021
A.Kaundal

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