

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

**(Heard through VC)**

CRM-M-18593 of 2020 (O&M)  
Date of Decision: March 31, 2021

Dharambir

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present:- Mr. K.P. Singh, Advocate  
for the petitioner.

Mr. P.P. Chahar, DAG Haryana.

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**JAISHREE THAKUR, J. (Oral)**

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in the event of arrest in FIR No.254 dated 09.06.2020, under Sections 409, 420, 34 of the Indian Penal Code, registered at Police Station City Gohana, District Sonipat.

Learned counsel for the petitioner contends that the petitioner is falsely implicated in the present case and on the direction of this Court, has joined the investigation and nothing is to be recovered from him. It is contended that in terms of order dated 14.07.2020 the petitioner has deposited ₹ 12,92,758/-, an amount equivalent to 20% of the shortage of wheat with the Department, subject to final outcome of the criminal case.

Learned State counsel, on instructions from the Investigating Officer, submits that petitioner has joined the investigation and he is not required for the custodial interrogation, apart from affirming the fact that the aforesaid amount has been deposited with the Department by the petitioner. It is submitted that the petitioner should be directed to join the investigation as and when required.

As per the short reply available on record, as filed by way of affidavit of Ghanshyam Singh, Deputy Director, Food, Civil Supplies and Consumer Affairs Department, Haryana, disciplinary proceedings have been initiated against the officers concerned and the same are pending before the competent authority.

In view of the facts that the petitioner is not required for custodial interrogation and has joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 14.07.2020 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i) (ii) and (iii) of the Code of Criminal Procedure.

**March 31, 2021**

*vijay saini*

**(JAISHREE THAKUR)**  
**JUDGE**

Whether speaking/reasoned  
Whether reportable

Yes  
Yes/No