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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.690 of 2022 (O&M)

Decided on: 19.05.2022

Hans Raj Bhadu

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Vishal Mittal, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.194 dated 05.03.2018 registered under Sections 420, 467, 471 IPC and Sections 7 and 10 of the Essential Commodities Act, 1995, at Police Station City Sirsa, District Sirsa.

The operative part of the order dated 18.01.2022, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...Counsel for the petitioner has argued that the petitioner was working as District Food and Supply Controller (DFSC) and retired in the year 2015 whereas the present FIR has been registered in the year 2018 on the basis of an enquiry that the officials have issued Ration Depots to ineligible persons. It is further submitted that the said enquiry was set-aside in a civil suit filed by Ration Depot Holders, who have challenged the same vide judgment dated 05.04.2019 passed in Civil Suit No.107-C and No.109-C of 2018 and the said order has been upheld by the Appellate Court. It is also argued that 06 of the co-

accused of petitioner namely Jaswant Singh, Mukesh Kumar, Surender Singh, Dharamveer, Bhupinder Singh and Prem Chand, have already been granted the concession of anticipatory bail.

In reply, counsel for the State has referred to the affidavit of the Deputy Superintendent of Police (Headquarter) Sirsa, to submit that in the enquiry, it was found that the petitioner has issued the Ration Depots, which were found to be based on forged documents as per the aforesaid enquiry.

Considering the fact that the enquiry report stands set-aside in the civil suit as well as the 06 of the co-accused of the petitioner have already been granted the concession of anticipatory bail, list again on 19.05.2022....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 18.01.2022, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from SI Ram Niwas, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 18.01.2022 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

19.05.2022

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Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No