

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

Date of Decision: 23rd August, 2022

1. CRM-M-13056-2022

Amritpal Singh

... Petitioner

Versus

State of Punjab

... Respondent

2. CRM-M-31290-2022

Gurnam Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Veneet Sharma, Advocate and
Mr. Mohit Rathee, Advocate for the petitioners.

Mr. Sandeep Kumar, Deputy Advocate General, Punjab.

AVNEESH JHINGAN , J.(Oral)

1. These two petitions are filed seeking regular bail in case FIR No. 13, dated 5th December, 2021, under Sections 7, 13(1) (A) (2) of Prevention of Corruption Act, 1988 as amended by Amendment Act, 2018 and Sections 409, 420, 467, 468, 471, 120-B of Indian Penal Code, 1860, registered at Police Station Vigilance Bureau, Ferozepur Range, Ferozepur. Earlier petitions were withdrawn with liberty to revive the prayer at a later stage.

2. Brief facts are that FIR was registered on the basis of an inquiry conducted. The allegations were that Gurnam Singh Assistant RTA and Amritpal Singh, Clerk in office of RTA (petitioners) had received illegal gratifications for issuance of registration certificate of the vehicle

and driving licence for heavy vehicles, by making forged entries in the

official record. It is alleged that loss of Rs.17,22,795/- was caused to Government by making backlog entries.

3. Learned counsel for the petitioners submit that petitioners are in custody since 5th December, 2021, investigation is complete and no recovery was made from the petitioners. The petitioners in order to show their *bona fide* have deposited Rs.3,00,000/- each with the trial Court, subject to outcome of the trial.

4. Learned State counsel on instructions from ASI Sukhvir Singh, opposes the prayer and submits that the antecedents of the petitioners are not clean. Amritpal and Gurnam Singh are involved in four and three more FIRs, respectively.

5. The observations made hereinafter shall not be construed as an expression of opinion on the merits of the case.

6. The petitioners are in custody since December, 2021, though investigation is complete conclusion of the trial is likely to take time, the case is primarily based upon documentary evidence, petitioners being government officials prima faice there is no chance of their absconding, to show their *bona fide* they have deposited Rs.3,00,000/- each, subject to outcome of the trial. Petitioners are granted regular bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

7. The petitions are allowed.

8. The amount deposited shall be subject to outcome of the trial, it shall be kept in an FDR in a Nationalized Bank. In case petitioners fail to appear before the trial court, the amount would be liable to forfeited.

9. Since the main petitions are allowed, pending applications, if

10. Photocopy of this order be placed on the file of connected case.

(AVNEESH JHINGAN)
JUDGE

23rd August, 2022

<i>Parveen Sharma</i>	Whether reasoned/speaking	Yes/No
	Whether reportable	Yes/No