

216 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

Date of Decision: 26th April, 2022

1. CRM-M-15538-2022

Gurpreet Singh

Petitioner

Versus

State of Haryana

Respondent

2. CRM-M-16266-2022

Jaspal Singh

Petitioner

Versus

State of Haryana

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Prateek Gupta, Advocate for the petitioner
in CRM-M-15538-2022.

Mr. Arun K. Gupta, Advocate for the petitioner
in CRM-M-16266-2022.

Ms. Geeta Sharma, Deputy Advocate General, Haryana.

AVNEESH JHINGAN, J (Oral):

1. These two petitions are filed seeking regular bail in case FIR No. FIR No. 11 dated 17th December, 2021, under Section 7, 7A, 12, 13 (1)(b) read with Section 13(2) of Prevention of Corruption Act, 1988 and Section 120-B/180 IPC, registered at Police Station State Vigilance Bureau, Ambala.

2. The bird eye view of the case set up is that District Transport Officer (for short, 'DTO'), Ambala proceeded on leave from 24th September,

2021 to 24th November, 2021. The then DTO, Panchkula-Amrender Singh was given additional charge of the office of DTO, Ambala. On a complaint received, a trap was laid on 17th December, 2021, one Gurpreet Singh (petitioner in CRM-M-15538-2022), owner of Vohra Trading Company, was caught red-handed while accepting Rs.12,000/-. He along with his partner made a disclosure statement naming Karanvir, a driver on contractual basis at Ambala in RTA Department. Karanvir disclosed that the money was to be paid to Jaspal Singh (petitioner in CRM-M-16266-2022) who had to pay it to DTO and Inspector. Jaspal Singh was made to join the investigation. An application was filed for declaring him approver. After filing the application, his statement under Section 164 Cr.P.C. was recorded in which he named Amrender Singh and Ajay Saini. The application for approver was withdrawn on 17th January, 2022 to file a fresh one. It is not disputed that till date, no application has been filed

3. Mr. Prateek Gupta, Advocate for petitioner in CRM-M-15538-2022 submits that petitioner is in custody since 17th December, 2021, investigation is complete and challan stands presented. No further recovery is to be made.

4. Mr. Arun K. Gupta, Advocate for petitioner in CRM-M-16266-2022 submits that petitioner was named in disclosure statement and the role attributed is that the money collected by Gurpreet Singh was to be handed over to the petitioner-Jaspal Singh who further had to pass on to ASI-Jaspal Singh. He further submits that petitioner is in custody since 17th December, 2021 and no further recovery is to be made.

5. Learned counsel for the petitioners submit that the police

official and officers of DTO have been granted anticipatory bail and regular bail by this Court.

6. Learned State counsel opposes the prayer for grant of regular bail and submits that Gurpreet Singh was caught red handed and stickers were recovered which were given to the overloaded vehicles so that they are not checked by checking team. She however, on instructions submits that investigation is complete qua the petitioners and challan is presented.

7. Without commenting upon the merits of the case, considering the fact that though the investigation is complete but conclusion of the trial is likely to take time and co-accused were granted anticipatory bail and regular bail by this Court, petitioners are granted bail subject to their furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

8. The petitions are allowed.

9. It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

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

**[AVNEESH JHINGAN]
JUDGE**

26th April, 2022
Parveen Sharma

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No