

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**104+
206**

**CRM-34913-2022 in/and
CRM-M-27505-2022
Date of Decision: 18th October, 2022**

Gursewak Singh

Petitioner

Versus

State of Punjab

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Nakul Sharma, Advocate for the petitioner.

Mr. APS Tung, DAG, Punjab.

AVNEESH JHINGAN, J (Oral):

CRM-34913-2022

This application is filed for addition of offence under Section 13(1)(c) of Prevention of Corruption Act, 1988 in the head note as well as in prayer clause of present petition.

Notice of the application.

Learned State Counsel appearing on advance notice accepts the same on behalf of the non-applicant and submits that he has no objection if the application is allowed.

The application is allowed.

Registry is directed to carry out necessary correction in the head note as well as in prayer clause of present petition.

Main case

This petition is filed under Section 439 Cr.P.C. for grant of

regular bail in case FIR No. 156 dated 8.9.2018 under Section 409 IPC, 1860 and Sections 13(1)(c) of Prevention of Corruption Act, 1988 registered at P.S. Samana, District Patiala.

As per the case set up, the petitioner being Sarpanch of Gram Panchayat, Village Kuka embezzled the lease money of Gram Panchayat Land to the tune of Rs. 3,90,600/- for the year 2017-18.

Learned counsel for the petitioner submits that the petitioner is in custody since 26.4.2022 and is not involved in any case, investigation is complete, challan stands presented. It is argued that it is a case of false implication due to political vendetta.

Learned State Counsel appearing on advance notice on instructions from ASI Amarjeet Singh opposes the prayer for grant of bail and submits that the petitioner was granted interim anticipatory bail subject to deposit of Rs. 1 lakh but he failed to do so.

Without commenting upon the merits of the case, having conspectus of the fact and that petitioner has no criminal antecedents, though investigation is complete conclusion of trial is likely to take time, the petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

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

[AVNEESH JHINGAN]
JUDGE

18th October, 2022
anuradha

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