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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-36592-2021 (O&M)

Decided on: 22nd February, 2022

Vikas

Petitioner

Versus

State of Haryana

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. J.P. Sharma, Advocate for the petitioner.

Mr. Geeta Sharma, Deputy Advocate General, Haryana.

Mr. H.P.S. Ghuman, Advocate for the complainant.

AVNEESH JHINGAN, J (Oral):

CRM-5612-2022

This is an application for placing on record the certified copy of statement of the complainant dated 7th February, 2022 as Annexure P-3.

For the reasons mentioned in the application, same is allowed.

Document is taken on record, subject to all just exceptions.

The application is disposed of.

CRM-39936-2021

This is an application for placing on record the certified copies of representation dated 5th October, 2021 and Representation dated 1st November, 2021 as Annexure R-1 and R-2 respectively.

For the reasons mentioned in the application, same is allowed.

Document is taken on record, subject to all just exceptions.

The application is disposed of.

CRM-M-36592-2021

1. This petition under Section 439 Cr.P.C. is filed for seeking regular bail in FIR No. 3, dated 10th June, 2021, under Section 7 of Prevention of Corruption Act, 1988, Sections 466, 467 IPC, 1860 and Sections 66, 66C of Information Technology Act, registered at Police Station State Vigilance Bureau (H), Gurugram, District Gurugram.
2. As per the case set up, petitioner demanded illegal gratification from the complainant-Surajbhan for entering his name in ownership column in the register maintained by the Electricity Department. On complaint, trap was laid down, petitioner was apprehended red handed accepting Rs.20,000/-.
3. Learned counsel for the petitioner submits that petitioner is in custody since 10th June, 2021, investigation is complete, complainant has been examined, no recovery is to be made from him.
4. Learned State counsel opposes the prayer for grant of regular bail and submits that petitioner was caught red handed and he was misusing his official capacity.
5. Though complainant has not been impleaded as party, Mr. H.P.S. Ghuman, Advocate puts in appearance on behalf of the complainant and opposes the prayer made by the petitioner.
6. Considering the custody period, fact that material witness i.e. complainant was examined, petitioner has no criminal antecedents and conclusion of the trial is likely to take time, petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

7.
- The petition is allowed.
8.
- 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

22nd February, 2022
Parveen Sharma

1. Whether speaking/ reasoned

:

Yes /No
2. Whether reportable

:

Yes /No