

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

208

CRM-M-40349-2022

Decided on: 09th September, 2022

Dinesh Khanna

Petitioner

Versus

State of Punjab

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Umesh Aggarwal, Advocate for the petitioner.

Mr. M.S. Bajwa, DAG, Punjab.

AVNEESH JHINGAN, J (Oral):

This petition under Section 439 of the Code of Criminal Procedure is filed seeking regular bail in FIR No.7 dated 19.6.2022 under Sections 7 and 7-A of Prevention of Corruption Act, 1988, registered at Police Station Vigilance Bureau, Amritsar.

As per the case set up complainant-Kanwaljit Singh stated that he had purchased a house in Ranjit Avenue, Amritsar. Officials of Kotak Mahindra Bank came at his residence and informed that loan is pending against his house. He wanted to check from the record of Improvement Trust with regard to pendency of the loan. He approached Dinesh Khanna (petitioner), clerk in Sale Branch, Improvement Trust who demanded Rs.50,000/- for showing the file. The deal was struck for Rs.25,000/-. The petitioner stated that he will send the person along with the file and that the bribe money be handed over to him. On a complaint trap was laid and co-accused was apprehended while accepting the amount of bribe money.

Learned counsel for the petitioner submits that the petitioner is in custody since 19.6.2022, investigation is complete, challan stands presented, there was no recovery of bribe from the petitioner and the co-accused was granted bail by this Court.

Learned State counsel opposes the prayer and submits that the petitioner had demanded illegal gratification for showing the file to the complainant.

Without commenting on the merits of the case, having conspectus of facts, no recovery was made from the petitioner, though investigation is complete conclusion of trial is likely to take time, co-accused has been granted bail, 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

09th September, 2022
anuradha

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