

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

CRM-M-49321 of 2022 (O&M)

DECIDED ON:31st October, 2022

Parveen

.....PETITIONER

VERSUS

State of Haryana

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Saurabh Dalal. Advocate for petitioner.

Mr. Gurmeet Singh, AAG Haryana.

AVNEESH JHINGAN, J (ORAL)

Petitioner is seeking regular bail in case of FIR No.14 dated 5.8.2022, under Sections 7, 13 of the Prevention of Corruption Act, 1988, registered at Police Station Vigilance Bureau Unit, Rohtak.

As per the case set up, petitioner-Parveen working as a clerk in Co-operative Society demanded bribe of Rs.28,500/- for constituting a Committee. On complaint, a trap was laid and the petitioner was apprehended red handed.

Learned counsel for the petitioner submits that the investigation is complete, challan stands presented, no recovery is to be made and sanction to prosecute has not yet been received.

Learned State counsel opposes the prayer, however, on instructions from Inspector Bajinder Singh fairly submits that challan has been presented but sanction to prosecute has not been received and statement of complainant under Section 164 Cr.P.C. was recorded. He further submits that the petitioner was involved in one more case in which he was acquitted.

Without commenting upon the merits of the case, considering that though investigation is complete, conclusion of trial is likely to take time, moreso when sanction to prosecute is awaited, as on date the petitioner is not involved in any other FIR, bail is granted to the petitioner on furnishing surety bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition is allowed.

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

Since the main case has been decided, the pending application, if any is rendered infructuous.

31st October, 2022
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(AVNEESH JHINGAN)
JUDGE

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