

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

CRM-M-58480-2022

Date of Decision: 20th December, 2022

Anand Parkash

... Petitioner

Versus

State of Haryana

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Pankaj Bali, Advocate for the petitioner.
Mr. Gurmeet Singh, AAG, Haryana.

AVNEESH JHINGAN , J.(Oral)

This petition is filed seeking regular bail in case FIR No. 35, dated 3rd October, 2022, under Sections 7, 13(1) (b) and 13(2) of the Prevention of Corruption Act, 1988 (for short 'the Act'), registered at Police Station State Vigilance Bureau, Karnal.

2. As per the case set up, petitioner posted as Junior Engineer in Panchayati Raj Department demanded an illegal gratification of Rs. 15,000/- from the complainant for passing his bills. Petitioner was apprehended red handed.

3. Learned counsel for the petitioner submits that petitioner is in custody since 3rd October, 2022, petitioner has given his consent for voice sample and will make himself available for doing the needful as and when called for. He further submits that petitioner is not involved in any other case.

4. Learned State counsel opposes the prayer for grant of regular bail and submits that voice sample is yet to be taken and laced currency notes were recovered from the petitioner. He on instructions fairly submits that sanction under Section 19 of the Act is awaited.

5. Without commenting upon the merits of the case, considering the facts and circumstance in totality, petitioner has no criminal antecedents, no further recovery is to be made from the petitioner, petitioner being a government employee *prima facie* there is no chances of absconding, petitioner has volunteered to give his voice sample and the pendency of the sanction is an indication that 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.
6. The petition is allowed.
7. 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

20th December, 2022
Parveen Sharma

Whether reasoned/speaking	Yes/No
Whether reportable	Yes/No