

203 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-29507-2023

Decided on:-08.06.2023

Pardeep Kumar

....Petitioner..

VS.

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Tarundeep Kumar, Advocate,
for the petitioner.

Mr. R.K. Ambavta, AAG, Haryana assisted by
ASI Kamaljit.

HARKESH MANUJA J.

1. By way of present petition filed under Section 439 CrPC, prayer has been made for grant of regular bail in case FIR No.7 dated 16.03.2023, under Sections 7 and 13 of the Prevention of Corruption Act, 1988, registered at Police Station Anti Corruption Bureau Haryana (SVB Karnal), District Karnal.

2. As per allegations in the FIR, the petitioner demanded a sum of Rs.70,000/- from the complainant for approval of his plot and deal was settled for Rs.57,500/-, out of which, petitioner received a sum of Rs.50,000/- in pursuance thereof and was apprehended alongwith cash.

3. Learned counsel for the petitioner submits that the investigation in the present case already stands concluded with the filing of challan and there is no other case of similar nature pending against the petitioner, who has already suffered incarceration for a period of more than 2½ months now and

thus, prays for grant of concession of regular bail.

4. On the other hand, prayer made herein has been vehemently opposed by learned State counsel while submitting that the petitioner was apprehended with Rs.50,000/- as bribe and thus, prays for dismissal of present petition.

5. I have heard learned counsel for the parties and gone through the paper-book. I find substance in the submissions made on behalf of the petitioner.

6. Considering the fact that the investigation in the present case already stands concluded with the filing of challan; petitioner having already suffered incarceration for a period of more than 2½ months and there being no other case of similar nature pending against him, I do not see any justified reason to extend his incarceration any further, particularly under the circumstances when the car from which recovery of amount as bribe was effected, even does not belong to him.

7. Without commenting upon merits of the present petition, the same is allowed. Petitioner is ordered to be released on bail subject to his furnishing of adequate bail bonds/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

08.06.2023
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(HARKESH MANUJA)
JUDGE

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