

HIGH COURT OF UTTARAKHAND AT NAINITAL

First Bail Application No. 1085 of 2023

Parmendra Singh RawatApplicant

Versus

State of UttarakhandRespondent

Present:-

Mr. Pawan Mishra, Advocate for the applicant.
Mr. M.A. Khan, A.G.A. for the State.

Hon'ble Ravindra Maithani, J. (Oral)

Applicant Parmendra Singh Rawat is in judicial custody in Case Crime No.9 of 2022, under Sections 409, 420 and 120-B IPC and Section 13(2) of the Prevention of Corruption Act, 1988, Police Station Lansdown, District Pauri Garhwal. He has sought his release on bail.

2. Heard learned counsel for the parties and perused the record.

3. According to the FIR, the applicant was working in a public works department. Amongst others, his duty was to return the 10 per cent of the security deposits to the contractors. But, in an enquiry, it was found that the applicant did not return the 10 per cent of the security deposits of 19 contractors and transferred that amount in the account of his brother, friends, wife,

drivers, etc, and total Rs. 31,75,096/- were misappropriated.

4. Learned counsel for the applicant would submit that the applicant has already deposited Rs.25,13,296/-; PW1 has already been examined at trial and in his cross-examination, he has admitted that many more persons may be involved in it.

5. Learned State Counsel would submit that the witnesses have supported the prosecution; PW1 has also stated about it; it is admitted case; the applicant himself has deposited more than Rs.25 Lakhs.

6. Being a public servant, the applicant has misappropriated huge amount and, as per chargesheet, it was deposited in the account of his brother Ravindra Singh, his wife Anupma, friends, drivers, etc, thereby he misappropriated Rs. 31,75,096/-. In fact, the applicant has admitted it.

7. Having considered, this Court does not see any reason, which may entitle the applicant to bail. Accordingly, the bail application deserves to be rejected.

8. The bail application is rejected.

(Ravindra Maithani, J.)
29.02.2024

Ravi Bisht