

**IN THE HIGH COURT OF MANIPUR
AT IMPHAL**

AB No. 14 of 2023

Polly Makan

.....*Petitioner/s*

- Versus -

Superintendent of Police, CID (CB Manipur/O.C.

.... *Respondent/s*

BEFORE
HON'BLE MR. JUSTICE A. GUNESHWAR SHARMA

Order

30.08.2023

[1] Heard Mr. N. Ibotombi, learned senior counsel assisted by Mr. A. Rommel, learned counsel for the petitioner.

[2] It is submitted that the petitioner is an MCS Officer and now she is posted as Joint Secretary, Agriculture, Government of Manipur. During the relevant time, she was serving as Chief Executive Officer of the Autonomous District Council, Ukhrul and an FIR being No. 3(08)2023 CB-PS U/S 403/406/420/120-B IPC & 13 PC Act was registered upon the complainant by Mr. P. Shanker Singh, MPS, Addl. SP, Manipur Lokayukta and the petitioner's name is mentioned at serial No. (X) in the column of the accused.

[3] Mr. N. Ibotombi, learned senior counsel for the petitioner, submits that no offence is made out against the petitioner and she acted in official capacity as advised by the superior officers. If she is

arrested at the moment in connection with the said FIR, her service will be affected and interim protection is sought from this Court.

[4] Issue notice.

[5] Mr. H. Samarjit, learned PP accepts notice on behalf of the respondent and seeks 2 (two) weeks' time to file reply on preliminary objection as well as on merit

[6] Till the next date, in case of arrest, the arresting authority is directed to release the petitioner on PR bond of Rs. 50,000/- with a surety (Govt. Employee) each of like amount to the satisfaction of the arresting authority subject to the conditions:

- (a) The petitioner shall furnish personal bond of Rs. 50,000/- (Rupees Fifty Thousand) with one surety (Govt. Employee) of the like amount.
- (b) The petitioner shall co-operate with the investigation.
- (c) The petitioner shall not tamper with the evidence or influence witnesses.
- (d) The petitioner shall not leave Manipur without permission of this Court.
- (e) On breach of any of the aforesaid conditions, the respondent is entitled to take appropriate action against the petitioner in accordance with law.

[7] Mr. N. Ibotombi, learned senior counsel, is directed to implead the complainant as one of the respondents in the application.

[8] List on 11.09.2023.

[9] A copy of this order may be furnished to the counsel appearing for the parties during the course of the day.

JUDGE

joshua