

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-12930 of 2015 (O&M)
Date of Decision: 14.07.2015.

Manjit Singh

--Petitioner

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Abhilash Grover, Advocate for the petitioner.

Mr. Satish Saini, D.A.G., Haryana.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for grant of anticipatory bail to the petitioner in case F.I.R. No. 131 dated 27.3.2015 under sections 379, 411, 420, 467, 468, 471, 120-B I.P.C and sections 32, 33, 41(2), 42, 69 of Indian Forest Act No.16 of 1927, registered at Police Station, City Rohtak, District Rohtak.

On 24.4.2015, while issuing notice of motion, the following order was passed by this Court:-

“Allegations, as per F.I.R, are in relation to smuggling of sandalwood.

Counsel would contend that even as per prosecution version one Mohan son of Kartar Singh was apprehended on the spot and the present petitioner is sought to be implicated on the disclosure statement of such Mohan, who had stated that the papers in relation to the goods/sandalwood on the vehicle in question were in the pocket of Manjit son of Hawa Singh and who had fled away from the spot. It is argued that it is a case of mistaken identity inasmuch as the present petitioner is Manjit Singh son of Dilbag Singh. Furthermore, counsel would state that the recovery of the sandalwood in

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question has already been effected and the petitioner otherwise is ready and willing to join investigation.

Notice of motion, returnable for 14.7.2015.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438 (2) Cr.P.C.”

Learned State counsel upon instructions from SI Rajender Singh would apprise the Court that the petitioner has since joined investigation and recovery of certain documents has already been effected from him.

Under such circumstances, custodial interrogation of the petitioner would not be warranted. Present petition is, accordingly, allowed. Order dated 24.4.2015, passed by this Court, is made absolute.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

14.07.2015
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