

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

CRM-M No. 1587 of 2015 (O&M)

Date of decision: 10.04.2015

Maan Singh

..... Petitioner.

Versus

State of Punjab

..... Respondent.

CORAM: HON'BLE MS. JUSTICE NAVITA SINGH

Present:- Mr. K.R. Dhawan, Advocate, for the petitioner.

Mr. K.S. Pannu, DAG, Punjab, for the respondent.

NAVITA SINGH, J. (ORAL)

The FIR was against three unidentified persons. However, during investigation of FIR No. 172 of 28.07.2014, under Sections 399, 402 of the Indian Penal Code, two of the co-accused, namely, Gurbhej Singh and Surjit Singh, were arrested who were later on arrested in this case as well. In the other case, they made disclosure statement about the involvement of present petitioner.

Counsel for the petitioner submits that vide order dated 19.03.2015, he had been granted interim bail by another Bench and after he had joined investigation, the said order was made absolute.

State counsel, however, submits that recovery is yet to be made from the petitioner and he is, therefore, a part of gang with two other persons.

Counsel for the petitioner submits that the latter had been

joining investigation and nothing was recovered from him.

This contention, however, does not find favour with the Court because the petitioner was granted interim relief vide order dated 16.01.2015 and it is not necessary consequence of joining investigation that he would hand over the articles to the police.

If in all cases for grant of anticipatory bail interim relief is granted to the accused and then made absolute, the investigating agency would not be able to function properly.

In view of the seriousness of the offence and the fact that recovery is yet to be made, the petition is dismissed.

(NAVITA SINGH)
JUDGE

10.04.2015
Ramesh