

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM no.M-2077 of 2015 (O&M)
Date of Decision :23.03.2015

Nek Ram and another

....Petitioner

Versus

State of Punjab

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present : Mr. Saurabh Bhardwaj, Advocate for the petitioners

Mr. P.J.S.Hundal, AAG, Punjab

MAHESH GROVER, J.

The petitioners pray for grant of pre-arrest bail in terms of Section 438 Cr.P.C in case FIR no. 168 dated 31.12.2014 registered under Sections 379, 411 IPC read with Section 3 of Railway Property (Unauthorised Possession) Act at P.S. Sirhind, District Fatehgarh Sahib.

It was contended before this Court that the petitioners are junk dealers and FIR has been registered on a secret information suggesting that the petitioners are in possession of stolen property which has been sold by co-accused Sohith Kumar and Rakesh Kumar. Pleading false implication, the petitioners have approached this Court which on 21.1.2015 granted the benefit of interim bail to them subject to the compliance of provisions of Section 438(2) Cr.P.C, pursuant to which the petitioners have since joined the investigation which fact is not controverted by the learned State counsel on instructions from SI Jaswant Singh.

Having regard to the aforesaid facts, instant petition is accepted. Interim directions dated 21.1.2015 are hereby made absolute subject to the condition that the petitioners continue to comply with the

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provisions of Section 438(2) Cr.P.C.

Nothing said herein shall be construed to be an expression on
the merits of the case.

March 23, 2015
rekha

(MAHESH GROVER)
JUDGE