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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M- 29180-2015
Date of Decision : Sept. 15th , 2015

Jai Parkash

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE SHEKHER DHAWAN.

Present Mr. Arvind Singh, Advocate,
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana
for the respondent-State.

SHEKHER DHAWAN, J. [Oral]

Present petition is for grant of anticipatory bail to the petitioner in case bearing FIR No.404 dated 7.8.2015 under Sections 379, 411 and 407 of Indian Penal Code registered at Police Station Gharaunda, District Karnal.

Learned counsel for the petitioner has contended that the petitioner has been falsely implicated in this case. More so, from a bare perusal of the FIR, no offence is made out as three persons were seen transferring the diesel from a tanker to a drum with the help of a pipe. There is no complaint of the owner of the diesel regarding any theft and the police has falsely implicated the petitioner. Co-accused of the petitioner namely, Rajinder and Ishwar Singh have already been granted bail. No recovery is to be effected from the petitioner. So, the petitioner be released on anticipatory bail.

Notice of the application was given to the State of Haryana.

Having considered the submissions made by learned counsel for the parties, as per prosecution, the petitioner was specifically named in the FIR and he is the main person responsible for withdrawing the diesel from

tankers of Refinery and selling the same to the passers-by at cheaper rates. Custodial investigation of the petitioner is required. There is no ground for release of the petitioner on anticipatory bail.

Hence, the present petition is without merit and is hereby dismissed.

(SHEKHER DHAWAN)
JUDGE

Sept. 15th , 2015
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