

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Criminal Misc. No.M-31742 of 2014 (O&M)

Date of decision: 26th February, 2015

Amarjit Singh alias Pappu and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Ms. Satwant Mehta, Advocate, for the petitioners.

Mr. S.S.Chandumajra, DAG, Punjab,
for the respondent(s)-State.

INDERJIT SINGH, J.

Petitioners have preferred the instant petition under Section 438 Cr.P.C., seeking anticipatory bail in case FIR No.64 dated 11.05.2014, registered at Police Station Gate Haikma, District Amritsar, under Sections 379, 328, 420, 406, 34 IPC.

Learned counsel for the petitioners mainly contended that the petitioners have been nominated by the co-accused and they are not involved in the present occurrence.

Learned State counsel also stated that in the present case, the petitioners have been nominated on the basis of disclosure statement of co-accused. He further stated that the recovery is yet to be effected. Only 57 bags out of 750 bags of 'basmati' rice have been recovered from the co-accused and the petitioners are required for custodial interrogation.

I have heard learned counsel for the petitioners as well as learned State counsel and have gone through the record.

Keeping in view the facts and circumstances of the present case, I find that the petitioners are required for custodial interrogation as recovery of rice is still to be effected. As such, no case is made out to grant the benefit of anticipatory bail to the petitioners.

Therefore, finding no merit in the present petition, the same is dismissed.

26th February, 2015

**(INDERJIT SINGH)
JUDGE**