

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.M-11729 of 2016

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Date of decision:11.8.2016

Avtar Singh

.....Petitioner

v.

State of Punjab

.....Respondent

....

Present: Mr. Jitender Singh Dadwal, Advocate for the petitioner.

Ms. Shivali, Assistant Advocate General, Punjab for the
respondent-State.

.....

Inderjit Singh, J.

The petitioner has filed this petition under Section 438 Cr.P.C.
for grant of anticipatory bail in case FIR No.46 dated 5.3.2016 registered for
the offences under Sections 420, 295-A and 120-B IPC at Police Station
Navi Baradari, District Jalandhar.

Notice of motion has been issued in this case.

Ms. Shivali, learned Assistant Advocate General, Punjab has
put in appearance on behalf of the respondent-State and contested this
petition.

I have heard learned counsel for the petitioner and learned
Assistant Advocate General, Punjab appearing for the respondent-State and
have gone through the record.

As per the allegations in the FIR, the petitioner had transported
two tankers loaded with cow tallow and the same were got released from the

Sales Tax Department on the basis of forged and false documents.

The petitioner has already joined the investigation. He is no more required for custodial interrogation. Nothing is to be recovered from him. The petitioner has been on interim bail since 5.4.2016 and he has not misused the concession of bail. No useful purpose will be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The interim order dated 5.4.2016 passed by this Court granting interim bail to the petitioner is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

August 11, 2016.

(Inderjit Singh)
Judge

hsp

NOTE:	Whether speaking/reasoned:	Yes
	Whether reportable:	No