

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Misc. No.M-18771 of 2016

.....

Date of decision:19.8.2016

Hardeep Puri

.....Petitioner

v.

State of Punjab

.....Respondent

....

Present: Mr. Lovepreet Thakur, 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.37 dated 26.3.2016 registered
for the offence under Section 379 IPC at Police Station Division No.2,
District Ludhiana.

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 case of the prosecution, Tanuj Monga on 3.3.2016 at
about 11.05 p.m., when reached in front of mini rose garden, then two boys

came from the side of Baag Suffiya Chowk on a motorcycle and they stopped the motorcycle and the boy who was sitting behind showed him a weapon like knife and snatched the mobile phone make I-Phone-6S.

The present petitioner has already joined the investigation. Learned counsel for the petitioner also shown the order qua co-accused Baljit Singh alias Vishal, where the recovery of mobile phone has been made in this FIR. As the present petitioner has already joined the investigation and no more required for custodial interrogation, therefore, 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 27.5.2015 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 19, 2016.

(Inderjit Singh)
Judge

hsp

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