

**213 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No.21241 of 2016 (O&M)

Date of decision : 08.08.2016

Harmeet Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Naveen Sharma, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl. AG, Punjab.

AJAY TEWARI, J. (Oral)

This is a petition for grant of anticipatory bail to the petitioner under Section 438 Cr.P.C. in case FIR No.67, dated 11.05.2016 registered under Section 21 Mining and Minerals Act (Development Act) 1957 and Sections 379/427 IPC at Police Station Meharban, District Ludhiana.

The allegation against the petitioner is that he is involved in illegal mining.

Learned counsel for the petitioner has argued that no recovery is to be made from the petitioner and he will face the trial and would be liable for any punishment which may be imposed upon him after the trial.

Learned Additional Advocate General on instructions from ASI Gurdyal Singh has not disputed this but states that the petitioner is involved in six other similar cases.

Be that as it may, if no recovery has to be made in this case, I do not deem it appropriate to deny anticipatory bail to the petitioner.

Resultantly, the petition is allowed. In the event of arrest of the petitioner, he shall be released on bail to the satisfaction of the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

The petitioner is directed to appear before the investigating officer on 19.08.2016 and on any other date as and when his presence is required. On his appearance the I.O. shall release him on bail to his satisfaction subject to the conditions envisaged under Section 438 (2) Cr.P.C. In case the petitioner does not appear before the investigating officer in the aforesaid manner the present petition would be deemed to have been dismissed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

08.08.2016

Pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No