

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

CRM-M-28262-2016 (O&M)

Date of decision : 06.10.2016

Harjinder Singh @ Herry

...Petitioner

Versus

State of Punjab

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Vivek Goel, Advocate,
for Mr. KBS Mann, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by HC Jaswant Singh.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks pre-arrest bail in case FIR No.13 dated 11.01.2015, registered under Sections 379 and 411 of the Indian Penal Code (for short, 'the IPC'), and Sections 465, 467, 468 and 471 IPC (added subsequently), at P.S. Kotwali Bathinda.

Learned counsel contends that initially, the FIR was registered under Section 379 and 411 IPC only. The petitioner was admitted to regular bail vide order dated 02.05.2015. Subsequently, on 05.11.2015, Sections 465, 467, 468 and 471 IPC were added. The petitioner has joined the investigation in terms of order dated 17.08.2016, passed by this Court.

On the other hand, learned State counsel, on instructions states that recovery of stolen motorcycle with fictitious number plate was effected from the petitioner. The source of the fictitious number plate is to be asserted.

Heard.

Considering the facts that the petitioner was admitted to bail under Sections 379 and 411 IPC, whereas, Sections 465, 467, 468 and 471 IPC were added subsequently; there is no allegation that he ever misused the concession of bail granted to him; and he has joined the investigation in terms of the order passed by this Court, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 17.08.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition stands allowed.

06.10.2016
atulsethi

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No