

CRM-M-31910-2016

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

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Date of Decision: 26.10.2016

Deepak Goyal

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Manu K. Bhandari, Advocate,
for the petitioner.

Mr. Vikas Chopra, DAG, Haryana.

INDERJIT SINGH, J. (Oral)

Petitioner, Deepak Goyal, has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.332 dated 23.08.2016, registered at Police Station Bhuna, District Fatehabad, under Section 7 of the Essential Commodities Act, 1955.

Notice of motion was issued. Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

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

From the record, I find that FIR, in the present case, has been registered for unauthorizedly keeping fertilizers and pesticides.

Learned counsel for the petitioner submitted that only 25 bags

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have been recovered from the present petitioner.

In pursuance of the interim order dated 15.09.2016 passed by this Court, the petitioner has already joined the investigation. He is now not required for custodial interrogation. Recovery has already been effected.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case and no useful purpose will be served by sending the petitioner to custody, I find merit in this petition and the same is allowed. The order dated 15.09.2016, 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.

26.10.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

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