

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

**Criminal Misc.No.M-32898 of 2016 (O&M)
Date of Decision : 29th November, 2016**

Ashu

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Anirud Kush, Advocate
for the petitioner.

Mr. Kuldeep Tiwari, Addl. A.G., Haryana
for the respondent(s)-State.

AJAY TEWARI, J. (Oral)

Petitioner has preferred the instant petition under Section 438 Cr.P.C., for grant of pre-arrest bail in case FIR No.145 dated 16.07.2015, registered at Police Station Sector 14, Panchkula, under Section 7 of the Essential Commodities Act and Section 420 IPC.

On 24.09.2016, this Court passed the following order:-

“Learned counsel has argued that the only person who was behind the whole thing was Rakesh and even if the petitioner supplied to him certain material he did not have the knowledge that Rakesh was going to misuse it.

Notice of motion for 11.11.2016.

In the meantime, in the event of arrest of the petitioner he shall be released on interim bail subject to the conditions envisaged under Section 438(2) Cr.P.C. However, he will join investigation as and when his presence is required.”

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Learned State counsel, on instructions from ASI Yudhvair Singh has stated that the petitioner has joined the investigation and he is no more required for custodial interrogation.

In the circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner in the present case.

Ordered accordingly.

Resultantly, the interim order dated 24.09.2016, passed by this Court, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

29th November, 2016

mamta

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No