

CRM-M-33897-2016

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

CRM-M-33897-2016

Date of Decision: 25.10.2016

Ram Dass

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Jitender Singh Dadwal, Advocate,
for the petitioner.

Ms. Bhawna Gupta, Deputy Advocate General, Punjab.

INDERJIT SINGH, J.

Petitioner, Ram Dass, has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.100 dated 26.06.2014, registered at Police Station Laddowal, Ludhiana, under Section 379 IPC and Section 21 of the Mining Act.

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 as per the allegation against the petitioner, he was committing theft of sand from Satluj River. The petitioner was not apprehended at the spot.

In pursuance of the interim order dated 23.09.2016 passed by

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this Court, the petitioner has already joined the investigation. He is now not required for custodial interrogation.

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 23.09.2016, 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.

25.10.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

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