

CRM-M-33900-2016

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

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Date of Decision: 04.11.2016

Deepak

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Jaswinder Singh, Advocate,
for the petitioner.

Mr. Vikas Chopra, Deputy Advocate General, Haryana.

INDERJIT SINGH, J.

Petitioner, Deepak, has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.286 dated 11.08.2016, registered at Police Station Rai, District Sonapat, under Sections 420, 465, 468 and 471 of the Indian Penal Code and 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 as per the FIR, wheat meant for selling at the Govt. shop, was sold to Maha Laxmi Flour Mill i.e. misuse of

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wheat belonging to the Government. The packets of wheat etc. have been recovered from the co-accused. The present petitioner is not named in the FIR.

The petitioner has already joined the investigation. He is now not required for custodial interrogation. Nothing is to be recovered from him. Therefore, no useful purpose will be served by sending the petitioner to custody.

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, I find merit in this petition and the same is allowed. The order dated 23.09.2016 passed by this Court, 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.

04.11.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

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