

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M No.37745 of 2015

Date of Decision:-26.04.2016

Joban Masih.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Dheeraj Mahajan, Advocate for the Petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
assisted by SI Vijay Kumar.

JASWANT SINGH, J (ORAL)

Prayer in this petition, filed under Section 438, Cr.P.C., is for grant of anticipatory bail to the petitioner, Joban Masih, son of Gulzar Singh, resident of village Ghot Pokhar, Tehsil and District Gurdaspur, who has been booked for having committed the offences punishable under Sections 380, 411 and 457, IPC, in a case arising out of FIR No.07 dated 31.1.2015 registered at Police Station, Kahnuwan, District Gurdaspur.

Learned counsel contends that there is no material with the investigating agency that at the time of alleged occurrence the petitioner, who is owner of truck bearing Registration No. PB-06-C-2765, was driving the same. He further contends that nothing is to be recovered from the

petitioner since 195 bags containing Basmati rice, were taken into possession by the police on the spot and the petitioner is neither required nor involved in any other matter.

Learned Counsel for the petitioner submits that pursuant to the interim order passed by this court petitioner has joined the investigation.

Learned State counsel on instructions from SI Vijay Kumar submits that pursuant to the interim order passed by this court petitioner has joined the investigation and is no longer required for custodial interrogation.

In view of the above, interim protection/pre-arrest bail granted vide order dated 10th of November, 2015 is made absolute.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

April 26, 2016
Vinay