

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

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**CRM-M-40085-2015
Date of Decision: January 11, 2016**

SHAMSHAD

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM:- HON'BLE MR. JUSTICE M.M.S.BEDI

Present: Mr.Chirag Kundu, Advocate for the petitioner
Mr.Gurdas Singh Salwara, DAG, Haryana

M.M.S.BEDI, J.(Oral)

Petitioner seeks pre arrest bail in a case registered at the instance of Deepak alleging that on 30.6.2015 his motorcycle has been stolen by some unknown person as it was parked outside the hospital. Petitioner has not been named in the FIR. Petitioner has been involved in the case on the basis of statement made by Irshan Ali in another FIR of theft in police custody to the effect that he had been committing offence with the petitioner and selling the stolen vehicles to one Shamshad.

On instructions of SI Naresh Kumar, State counsel informs that the petitioner has joined investigation but at present he is in custody in another FIR.

Without expression of any opinion regarding culpability of the petitioner in another case, the petitioner can be granted the concession of bail in this case as till date the alleged stolen vehicles has not been found.

The petition is allowed. It is ordered that in case of arrest of the petitioner in case registered FIR No.230 of 2015 at Police Station Civil Lines, District Sonapat, the petitioner would be released on bail to the satisfaction of the arresting officer subject to the condition that he will not commit the similar offence and will not make any attempt to tamper with the evidence and will not hamper the investigation in any manner.

January 11, 2016
TSG

**(M.M.S.BEDI)
JUDGE**