

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-40182-2015 (O&M).

Decided on: January 22, 2016.

Raj Kumar

.. Petitioner(s)

VERSUS

State of Punjab

.. Respondent(s)

*** * ***

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

*** * ***

**PRESENT Ms.Priya Singhi, Advocate,
for the petitioner.**

Ms.H.K.Athwal, DAG, Punjab.

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

Petitioner is alleged to have purchased stolen copper cable wires from the main accused. The recovery of 12 kgs. of copper cable wire was effected from Sukhwinder Singh who had allegedly made a disclosure statement that he used to sell the copper cable wires to the petitioner who happens to be a junk dealer. No recovery has been effected from the petitioner and there is no allegation of petitioner having committed theft. It would certainly be a debatable issue whether any offence under Section 379/411 IPC is made out against the petitioner.

Pursuant to the interim order, the petitioner has already joined investigation, as such, he can be granted the concession of pre-arrest bail.

The petition is allowed. Interim order dated 30.11.2015 is hereby made absolute subject to all the conditions under Section 438 (2) Cr.P.C.

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

**January 22, 2016.
rka**