

CRM-M-4756-2016

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

CRM-M-4756-2016

Date of Decision:17.08.2016

Navjeet Singh @ Sumit

... Petitioner(s)

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Achin Gupta, Advocate,
for the petitioner.

Ms. Shivali, Assistant Advocate General, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.68 dated 06.03.2015, registered at Police Station Kotwali Bathinda, District Bathinda, under Sections 379 and 411 of the Indian Penal Code.

Notice of motion has been issued in this case.

Ms. Shivali, learned Assistant Advocate General, Punjab has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner and learned State counsel and have gone through the record.

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From the record, I find that the present FIR was registered on the statement of Jagtar Singh, who was serving as a Conductor with P.R.T.C. There are allegations that a bag containing Rs.30,000/- cash and mobile set were stolen.

On the other hand, the case of petitioner is that he had borrowed the phone from co-accused, Bohar Singh and the same had been returned.

In pursuance of the interim order dated 10.02.2016 passed by this Court, the petitioner has already joined the investigation. Now, he is 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 10.02.2016, 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.

17.08.2016

parveen kumar

(INDERJIT SINGH)
JUDGE

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