

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-7560-2016

Date of Decision: August 22, 2016

Dinesh Kumar

...Petitioner

Versus

State of Haryana

...Respondent

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

Present: Mr. Karanvir Singh Khehar, Advocate,
for the petitioner.

Ms. G.S. Salwara, DAG, Haryana.

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

The petitioner is holder of contract for carrying the grains from FCI Godown to Depot holders. A number of trucks were intercepted, carrying the material to Uttar Pradesh, and were held at border. So far as the petitioner is concerned, he is alleged to be responsible for said transportation beyond the terms of the contract with an objective to misappropriate the articles.

On the instructions of DSP Manish, it has been

informed that the petitioner has joined the investigation.

Heard.

It appears that all the recoveries have already been effected and the role attributed to the petitioner that he would be liable for the transportation beyond the limits will be a debatable issue during the course of trial. Petitioner having joined the investigation, it does not appear to be a case of custodial interrogation.

The petition is allowed. It is ordered that in case of arrest of the petitioner, he shall be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the Arresting Officer subject to the conditions that:

1. he will join the investigation as and when required;
2. he will not make any attempt to tamper with the evidence or hamper the trial proceedings in any manner;
3. he will not commit the similar offence during pendency of the trial.

(M.M.S. BEDI)
JUDGE

August 22, 2016
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Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No