

**CRM-M-4099-2017 and
CRM-M-45900-2016**

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

Date of Decision: 08.03.2017

1. CRM-M-4099-2017

Mahender Singh

... Petitioner

Versus

State of Haryana

... Respondent

AND

2. CRM-M-45900-2016

Rajender

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. J.S.Hooda, Advocate,
for the petitioners in both the petitioners.

Mr. B.S.Virk, DAG, Haryana.

INDERJIT SINGH, J.

This order shall dispose of CRM-M-4099-2017, filed by
petitioner-Mahender Singh and CRM-M-45900-2016, filed by petitioner-
Rajender under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR

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Palwal, under Sections 379, 188, 353, 186 and 307 of the Indian Penal Code.

Notice of motion was issued in these petitions. Learned State counsel put in appearance on behalf of the respondent-State and contested these petitions.

I have heard learned counsel for the petitioners as well as learned State counsel and have gone through the record.

From the record, I find that as per the prosecution version, FIR has been registered on the basis of secret information that dumpers whose registration numbers have been given in the FIR, will leave for Hathin via village Phulwari after stealing the Yamuna sand.

In pursuance of the orders dated 09.02.2017 passed in CRM-M-4099-2017 and dated 22.12.2016 passed in CRM-M-45900-2016, the petitioners have already joined the investigation. They are not required for custodial interrogation. Nothing is to be recovered from them. Therefore, no useful purpose will be served by sending the petitioners to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details; without expressing any opinion on the merits of the case and in view of the fact that co-accused have already been granted the benefit of anticipatory bail, I find merit in these petitions and the same are allowed. The orders dated 09.02.2017 passed in CRM-M-4099-2017 and dated 22.12.2016 passed in CRM-M-45900-2016, granting interim bail to the petitioners, are made

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absolute. However, the petitioners 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.

08.03.2017
parveen kumar

**(INDERJIT SINGH)
JUDGE**

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