

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

118

CRM-M-44137 of 2017

Date of decision: November 21, 2017

Rakesh Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Gulshan Nandwani, Advocate for the petitioner.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

Petitioner seeks anticipatory bail in FIR No.382 dated 07.11.2017, under Sections 120-B, 289, 336 of Indian Penal Code and Section 3(2) of PDPP Act, registered at Police Station Kasola, District Rewari.

The prosecution allegation against the petitioner is that the petitioner was in possession of overloaded tralla of stones. In his greed, he paid Rs.500/- per round and asked his driver to overload the tralla. The weight of the vehicle at the relevant time was found to be 75,040 Kg. Obviously, it was overloading.

Be that as it may, counsel for the petitioner wants instructions from the petitioner as he would not indulge to similar type of offence in future.

The petitioner is directed to file undertaking to the concerned police station within two weeks from today.

In view of the fact that the petitioner is alleged to have asked his driver to overload the tralla with stones, the petitioner would deposit the amount of Rs.10,000/- (non-refundable) with the SSP, Rewari for being forfeited of the State of Haryana within a period of two weeks from today.

Subject to the above condition, anticipatory bail is granted to the petitioner in FIR No.382 dated 07.11.2017, under Sections 120-B, 289, 336 of Indian Penal Code and Section 3(2) of PDPP Act, registered at Police Station Kasola, District Rewari.

(A.B. CHAUDHARI)
JUDGE

November 21, 2017
anju rani

Whether speaking/ reasoned: Yes/No
Whether Reportable: Yes/No