

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc. No.M-25555 of 2017 (O&M)
Date of decision : 14.08.2018

Krishan

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Vishal Garg Narwana, Advocate
for the petitioner.

Mr. Ashok Muthreja, DAG, Haryana.

RAJ SHEKHAR ATTRI, J.(Oral)

The petitioner has preferred the instant petition under Section 438 Cr.P.C., for grant of pre-arrest bail in case FIR No.308 dated 27.06.2017, registered under Section 379 IPC and Section 21 (4) Mines and Minerals (Regulation of Development) at Police Station Manesar, Gurgaon.

The allegations against the petitioner are that he removed the soil from the land of preserved area and caused loss to the tune of Rs.1,12,580/-.

In compliance of order dated 23.04.2018, passed by this Court Rs.56,290/- i.e. 50% of the amount of Rs.1,12,580/- has been deposited with Mining Officer, Gurugram. Receipt in this regard has been placed on record.

Learned State counsel, on instructions from ASI Vinod Kumar, has stated that the petitioner has joined the investigation and he is no more

required for further investigation.

In the circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner in the present case.

Resultantly, the interim order dated 23.04.2018 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C. However, the aforesaid amount of Rs.56,290/- shall be subject to the outcome of the trial.

Petition stands allowed.

14.08.2018
mamta

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No