

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

CRM-M-43607-2017 (O&M)

Date of decision:06.03.2018

Chiman Lal & others

... Petitioners

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. R.K. Arya, Advocate for the petitioners.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

Petitioners seek concession of pre-arrest bail in case FIR No.0072, dated 11.10.2017, under Section 379 IPC, registered at Police Station Bhaini Mian Khan, District Gurdaspur.

Counsel for the parties have been heard.

FIR came to be registered on the statement of Gurbachan Singh S/o Jagdish Singh. Allegations are with regard to two buffaloes of the complainant having been stolen on the intervening night of 09-10/10/2017. Present petitioners have been arraigned as accused as complainant pointed a finger of suspicion at them.

During the course of hearing, it has gone uncontroverted that police intercepted a Mahindra vehicle and from which the buffaloes were recovered and the driver of such vehicle i.e. co-accused, Paramjit Singh was arrested on the spot and who has thereafter been granted benefit of regular bail.

On 17.11.2017, while issuing notice of motion, the following

order was passed by this Court:

“Learned counsel for the petitioners states that no recovery is to be effected from the petitioners and their custodial interrogation is not required.

Notice of motion for 01.02.2018.

In the meantime, in the event of arrest of the petitioners, they shall be released on ad-interim bail to the satisfaction of the arresting officer. However, the petitioners shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from ASI Jagdish Singh apprises the Court that the petitioners have since joined investigation.

In view of the above, prayer made in the petition is accepted.

Order dated 17.11.2017 passed by this Court is made absolute.

Disposed of.

06.03.2018

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |