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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.9312 of 2018
Date of Decision: 01.05.2018

Harsh Kumar

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Sandeep Verma, Advocate,
for the petitioner.

Mr. Luvinder Sofat, A.A.G., Punjab.

SUDIP AHLUWALIA, J. (ORAL)

This is a petition for grant of anticipatory to the petitioner in a case bearing F.I.R. No.44, dated 29.05.2017, under Sections 380, 409, 411 and 120-B of the Indian Penal Code, registered at Police Station Behram, District S.B.S. Nagar.

2. Ld. Counsel for the petitioner draws attention of the Court to Annexure P-3, being the Gate Pass, to show that the bags of wheat were loaded in truck No.PB 32B 8585, "for being sent to the Mandi yard for cleaning, drying/upgrading, etc." before the truck in question was intercepted.

3. It further transpires that the Department had taken grain on

superdari from the Police, but the same itself got damaged/destroyed in the Police Station.

4. The other co-accused persons in the case are already on bail.
5. Custodial interrogation of the present petitioner, in the given circumstances, at this stage would not be required.
6. As such, the present petitioner shall, therefore, be released on anticipatory bail to the satisfaction of the Investigating Officer/Arresting Officer subject to compliance of the requisite conditions envisaged under Section 438(2) of the Code of Criminal Procedure.
7. Disposed off.

01.05.2018

Apurva

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/ reasoned : Yes/ No

2. Whether reportable : Yes/ No