

CRM-M-5661 of 2019

Date of decision: March 28, 2019

Varinder Singh @ Vicky and another

....Petitioners

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWANPresent: Mr. Karan Singla, Advocate
for the petitioners.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN J.

On 21.2.2019, the following order was passed :-

“Counsel for the petitioners submits that, in fact, the complainant is the first cousin of the petitioner and there was some joint properties of the complainant with the father of the petitioners, who died on 13.6.2017.

Counsel for the petitioners further submits that both the petitioners are present and on account of some property dispute, present FIR has been registered to the effect that a Verna car, which belongs to the complainant has been stolen by the petitioners. He further submits that the petitioners were not aware of the registration of the FIR and when they came to know about this, they moved an application for anticipatory bail before the Additional Sessions Judge, which was, however, dismissed and CRM-M-5950 of 2019 and CRM-M-6056 of 2019 are also filed for grant of anticipatory bail. He further submits that the Verna car has already been stands recovered.”

Counsel for the petitioner submits that in pursuance of order dated 21.2.2019, the petitioner has joined the investigation.

Learned State counsel, on instructions from HC Preetpal Singh, has not disputed the factual position.

In view of the same, the petition is allowed, the FIR No.16 dated 13.1.2018 under Sections 452, 406, 341, 323, 506 and 34 IPC registered at Police Station Dugri, District Ludhiana is quashed and the order dated 17.9.2018 passed by the trial Court, declaring the petitioner a proclaimed person, is also set aside.

(ARVIND SINGH SANGWAN)
JUDGE

March 28, 2019
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Whether speaking/reasoned : Yes / No
Whether reportable : Yes / No