

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

209

C.R.M-M No.5552-2019
Date of Decision : 2.4.2019

Balwant Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Kanwaljeet Singh, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.252 dated 23.12.2018 registered under Sections 7 of Essential Commodities Act, 1955 registered at Police Station Daba, District Commissionerate Ludhiana.

On 6.2.2019, the following order was passed :-

“Prayer in this petition is for grant of anticipatory bail in case FIR No.252 dated 23.12.2018 under Section 7 of the Essential Commodities Act, P.S Daba, District Commissionerate Ludhiana.

The allegations in the FIR registered on the complaint of Ajay Kumar, Supervisor, Food Supplies (Area West) are that Surjit Kumar son of Arjan Kumar was misusing domestic gas supply for the purpose of illegally filling gas into vehicles.

Learned counsel for the petitioner states that the petitioner has not been named in the FIR. Moreover, the main accused Surjit Kumar has already been released on bail.

Notice of motion for 02.04.2019.

Meanwhile, in the event of arrest, the petitioner shall be released on interim anticipatory bail to the satisfaction of the Arresting/ Investigating Officer, subject to the conditions provided under Section 438 (2) Cr.P.C. The petitioner is also directed to join the investigation and cooperate with the Investigating Agency, as and when required.”

Today counsel for the petitioner has stated that the petitioner has joined the investigation.

Learned DAG on instructions from ASI Tarsem Singh has accepted these factual assertions and stated that he is no more required for custodial interrogation.

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

Petition is allowed. Interim order dated 6.2.2019 is made absolute.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

2.4.2019
anuradha

(AJAY TEWARI)
JUDGE

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