

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-6831-2019

Date of Decision: 06.05.2019

Dharam Pal Dhanda

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ashish Aggarwal, Sr. Advocate with
Mr. Mohit Chaudhary and
Mr. Bikram Chaudhary, Advocates for the petitioner.

Mr. Dhruv Dayal, Sr. DAG, Punjab.

...

Inderjit Singh, J. (Oral)

Petitioner Dharam Pal Dhanda has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.0116 dated 23.07.2018, registered at Police Station Sardulgarh, District Mansa, under Sections 456, 467, 468, 473 and 120-B of the Indian Penal Code.

Notice of motion was issued.

Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

Learned counsel for the petitioner submits that the petitioner has purchased one Innova car bearing registration No. HR-05-AL-0019 and the said car met with an accident and after inspection by the Insurance Company, the said car was handed over to a scrap dealer and the petitioner was refunded the assessed value of the car.

Later on, it was found that one Ajay Kumar is using the said number on a car. It is also argued by learned counsel for the petitioner that now again an FIR has been registered at Mansa at the instance of Narinder Kumar, who has stated that he has purchased the said Innova car from the present petitioner.

In pursuance of the interim order dated 14.02.2019, passed by this Court, the petitioner has already joined the investigation. He is not required for custodial interrogation. No useful purpose would be served by sending him to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 14.02.2019, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

06.05.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No