

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

CRM-M No.8838 of 2019

Date of decision: 07.03.2019

Mohd. Sharif

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. F.S. Virk, Advocate
for the petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.17 dated 29.01.2019 registered under Sections 379 IPC (Section 411 IPC added later) at Police Station City-1 Sangrur.

Counsel for the petitioner has submitted that the FIR was registered against unknown person regarding commission of theft of a truck along with the scrap (which was loaded on the truck). It is further submitted that thereafter, the police arrested the co-accused namely Ved Parkash and on his disclosure statement, the name of the petitioner has been surfaced. It is also submitted that the recovery of the truck and the scrap has already been effected from the co-accused – Ved Parkash and the petitioner is not involved in any other case and has no connection with the same.

Counsel for the State, on instructions from HC Hardev Singh, has not disputed the fact that the petitioner has been nominated as an accused on the basis of the disclosure statement made by the co-accused – Ved Parkash. It is also submitted that the petitioner is not

involved in any other case of similar nature.

In view of the above, this petition is allowed and the petitioner is directed to appear before the Investigating Officer on or before 17.03.2019 at 10:00 a.m. or on any other date or time fixed by him, to join investigation and he shall be released on interim bail on furnishing bail/surety bonds subject to the following conditions:-

1. *He shall make himself available for interrogation by a police officer as and when required;*
2. *He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and*
3. *He shall not leave India without previous permission of the Court.*

The petitioner shall also join the investigation as and when a notice has been issued by the Investigating Officer to join investigation.

Liberty is granted to the Investigating Officer to move an application for cancellation of bail of the petitioner, in case the petitioner fails to join the investigation.

(ARVIND SINGH SANGWAN)
JUDGE

07.03.2019
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No