

In the High Court of Punjab and Haryana at Chandigarh

244

CRM-M-18685-2019 (O & M)

Date of Decision: 16.07.2019

SURJIT SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Vishal Sodhi, Advocate for the petitioner.

Ms. Sudipti Sharma, Addl. AG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking anticipatory bail in FIR No.18 dated 16.02.2019, under Sections 406 and 420 IPC, registered at Police Station Jhabhal, District Tarn Taran.

Learned counsel for the petitioner contends that the allegations against the petitioner in the FIR are that truck loaded with rice had not delivered the goods to the consignee. He further contends that the truck of the petitioner had been snatched and the son of the petitioner had lodged the DDR on 14.11.2018 (Annexure P-6) and the instant FIR has been lodged after 3 months thereafter. He also contends that the truck has not been recovered till now and the petitioner himself has suffered a huge loss.

This Court, by the order dated 17.05.2019, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, on instructions from SI Desa Masih, states that although the petitioner has joined investigation but he is required for custodial interrogation as the rice is yet to be recovered. However, she is not in a position to controvert the averments of the learned counsel for the petitioner that he has lodged the DDR 3 months before the FIR and the truck has not been recovered till date.

In view of the submissions of learned counsel for the petitioner and keeping in view the fact that the petitioner has joined investigation, the order dated 17.05.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

July 16, 2019

A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No