

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

**CRM-M-19759-2019
Date of decision-02.05.2019**

Mukhtiar Singh

....Petitioner

Vs.

State of Punjab

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Bikramjit Singh Randhawa, Advocate for the petitioner.

Mr. Harsimar Singh Sitta, AAG, Punjab assisted by
ASI Sohan Singh.

MANOJ BAJAJ, J.

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.26 dated 06.03.2019 under Sections 379 and 411 of Indian Penal Code and Sections 26 and 62 of Indian Forest Act, 1927 registered at Police Station Kiratpur Sahib, District Rupnagar. The petitioner apprehended his arrest at the hands of Police.

Notice of motion.

At the asking of the Court, Mr. Harsimar Singh Sitta, AAG, Punjab accepts notice on behalf of the respondent-State. A complete copy of the paper book has been furnished to the learned State counsel, in the Court.

Learned counsel for the petitioner contends that the alleged wood already stands recovered by the department and the concession of anticipatory bail is already extended to his co-accused, namely, Gurnam

Singh by this Court. According to him, his case is at par with the case of Gurnam Singh.

On the other hand, learned State counsel on instruction from ASI Sohan Singh states that custodial interrogation of the petitioner is not necessary. It is not disputed that the alleged stolen wood pieces have already been recovered by the complainant-Department.

In view of the above, it is ordered, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on bail subject to the conditions as provided under Section 438 (2) Cr.P.C.

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

02.05.2019
vanita

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