

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-42869-2018 (O&M)

Date of Decision:- 24.1.2019

Pawan

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Rajat Mor, Advocate, for the petitioners.

Ms. Aditi Girdhar, AAG, Haryana.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner seeks grant of anticipatory bail in respect of a case registered against him vide FIR No.203, dated 6.9.2018, registered at Police Station Bond Kalan, District Charkhi Dadri, under Section 406 IPC.
2. The allegations, in nutshell, are that on 6.9.2018, one person came to Ganesh Petrol Pump, Dadri, in a silver coloured car bearing registration No.HR-99 C1 (TEMP)-0260 make Volkswagen and got three cans filled with diesel and also got the fuel tank of his car filled up but went away without making the payment of ₹13,500/-.
3. Learned counsel for the petitioner has submitted that he is not specifically named in the FIR and does not own the car the registration number of which is mentioned in the FIR.

4. Opposing the petition, learned State counsel has submitted that the petitioner has since joined investigation and that two cans filled with diesel have been recovered from the petitioner which fully substantiate the allegations levelled in the FIR.
5. Having considered rival submissions addressed before this Court and bearing in mind the nature of allegations and the amount involved in the FIR and that the petitioner is not specifically named in the FIR, in my opinion, it is a fit case for grant of anticipatory bail. The petition is as such accepted and interim directions issued vide order dated 27.9.2018 are made absolute subject to the condition that the petitioner shall appear and join the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

January 24, 2019

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No