

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

**CRM No. M-54391 of 2018
Date of Decision : 29.04.2019**

Raj Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Ms. Rajvinder Kaur, Advocate
for the petitioner.

Mr. Satish Saini, DAG, Haryana

Anupinder Singh Grewal, J.(Oral)

The petitioner is seeking anticipatory bail in FIR No. 416 dated 23.10.2018, under Sections 328, 380 and 457 of the Indian Penal Code, registered at Police Station Farakpur, Yamuna Nagar.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein it is alleged that an amount of Rs.60,000/- and other ornaments of the complainant were stolen after administering intoxicant substance to her. She also contend that the allegations against the petitioner are that he was standing outside the house of the complainant while co-accused Neelam @ Kanchan and Rajesh @ Romi had committed theft. She further contends that co-accused Neelam @ Kanchan and Rajesh @ Romi had already been granted the concession of regular bail by the trial Court. She also contends that vide order dated 07.01.2019 passed by a Coordinate Bench of this Court, the petitioner has joined investigation.

Learned State counsel, on instructions from ASI Mohan Lal, states that although the petitioner has joined investigation and gold ring has been recovered but the cash amounting to Rs.40,000/- allegedly taken by the petitioner, is to be recovered from him.

Learned counsel for the petitioner, however, contends that the petitioner was made to join investigation only after he had deposited gold ring purchased vide bill dated 08.02.2019 with the investigating officer.

In view of the submissions of learned counsel for the petitioner especially when the petitioner has joined investigation, interim order dated 07.01.2019 granting ad-interim bail to the petitioner is hereby made absolute. However, the petitioner shall abide by the conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of accordingly.

April 29, 2019
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(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned? Yes
Whether reportable? No