

207

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-27529-2019

Date of Decision: 03.12.2019

Sanjay Kumar

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Jai Bhagwan Sharma, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in a case FIR No.239 dated 31.05.2019, under Sections 406, 506 and 34 IPC, registered at Police Station Sector-58, Faridabad, District Faridabad.

On 01.07.2019, the following order was passed:-

“Learned counsel for the petitioner contends that JCB Machine bearing registration No.HR-69-B-9148 is owned by the petitioner which was given for use to one Yogender Kumar, who instead of returning the same, kept the machine with himself and it compelled the petitioner to lodge a case against him which is FIR No.162 dated 27.04.2019. It is pointed out that the present FIR No.239 dated 31.05.2019 has been registered by complainant-Sukender who had allegedly purchased this machine from Yogender. He submits that in the transaction neither the consent of the petitioner was obtained nor any money was

paid to him.

Notice of motion for 04.11.2019.

In the meanwhile, petitioner shall join the investigation and would come present as and when called for and in the event of arrest, he shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Today learned State counsel on instructions from ASI Maksood Khan has apprised the Court that a cancellation report stands prepared in the subject FIR No. 239 dated 31.05.2019 and the same has been filed before the JMIC.

In view of above, learned counsel for the petitioner states that the petition is rendered infructuous.

Disposed off as such.

03.12.2019

Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned

Yes

Whether reportable

No