

In the High Court of Punjab and Haryana at Chandigarh

237-2

CRM-M-34420-2019 (O & M)
Date of Decision: September 27, 2019

SHAMSHAD ALI

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Vikas Lochab, Advocate for the petitioner.

Mr. Saurabh Girdhar, AAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking anticipatory bail in FIR No.189 dated 02.06.2019, under Section 408 of the Indian Penal Code, 1860, registered at Police Station Murthal, District Sonipat.

Learned counsel for the petitioner contends that the FIR is vague and frivolous, as it is only alleged that the petitioner along with other accused had misappropriated the money received at the toll plaza. He further contends that the petitioner is 27 years old professional and was employed at the toll plaza. He is not involved in any other case. He also contends that there is no prima facie evidence which would connect the petitioner with the alleged commission of offence. The co-accused namely Deepak Kumar has been granted anticipatory bail in CRM-M29716-2019 by this Court.

This Court, by the order dated 26.08.2019, 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 ASI Ajmer Singh, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation, the order dated 26.08.2019 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

September 27, 2019

A.Kaundal

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