

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

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CRM-M-43680-2019

DATE OF DECISION: 21.11.2019

SUNIL KUMAR SHARMA

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Surinder Singh Duhan, Advocate for the petitioner(s).

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No.81 dated 10.09.2019, under Sections 406, 201 & 506 IPC, registered at Police Station S.G.N. Dev Thermal Plant, District Bathinda.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR although four persons have been specifically named in the FIR who are alleged to have cheated the complainant by taking away his tractor. He further states that the petitioner was arraigned as an accused on the statement of the co-accused. He had been earlier granted interim protection by the trial Court. He was directed to join investigation by the trial Court but he could not appear before the Investigating Officer due to communication gap and consequently, his petition for anticipatory bail was dismissed by the Additional Sessions Judge. He also states that the petitioner is not involved in any other case.

This Court, by the order dated 15.10.2019, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was 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, upon instructions from HC Pritam Singh, states that although the petitioner has joined investigation but tractor is to be recovered from him.

In view of the submissions of the learned counsel for the petitioner and the petitioner having joined investigation, the order dated 15.10.2019 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

21.11.2019.

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No