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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

SANJIV KUMAR SHARMA
2019.11.29 18:19
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authenticity of this document

CRM-M-49934-2019
Date of decision : 28.11.2019

Pankaj Saini

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Ravi Chadda, Advocate
for petitioner.

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HARINDER SINGH SIDHU, J.

This is a petition filed under Section 439 Cr.P.C. for grant of bail in case FIR No. 344, dated 30.7.2019, registered under Sections 407, 420, 506, 120 B IPC at P.S. Baldev Nagar, Ambala.

The FIR was lodged on the complaint of one Anil Kumar who has stated that he is running courier company in the name of M/s Yogita Logistic Private Limited, Bombay. Petitioner is also running a courier company in the name of M/s Yogita Logistic Private Limited, Ambala. The allegation is that complainant had delivered some packets containing gold and silver to be delivered at various places to petitioner. However, same was not delivered. The worth of said articles was about Rs. 60,00,000/-.

The learned counsel for petitioner relies on document (Annexure-P-3) which he states is a settlement entered into between petitioner and complainant and all recipients of courier which were allegedly not received by them, as per which all transactions of abovementioned parties till 11.3.2019 have been completed. Nothing is pending against petitioner qua that parties. The learned counsel for petitioner states that petitioner is in custody since 8.8.2019. The investigation in the case is complete and report under Section 173 Cr.P.C. has been filed.

Without commenting anything on merit of case and also bearing in mind the fact that petitioner is in custody since 8.8.2019, no

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useful purpose would be served by keeping him behind bars. Hence, petition is allowed. He is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

However, if petitioner indulges in any activity of similar nature, while on bail, prosecution agency will be at liberty to seek cancellation of order granting bail to petitioner.

(HARINDER SINGH SIDHU)
JUDGE

28.11.2019

sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No