

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

103

**CRM-M No. 52619 of 2019
Date of decision : 10.12.2019**

Harjitpal Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. S.S. Rangi, Advocate, for the petitioner

Rajbir Sehrawat, J. (Oral)

The present petition has been filed by the petitioner under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No.178 dated 27.7.2019, registered under Sections 380 and 457 IPC at Police Station Islamabad, District Police Commissionerate, Amritsar.

The perusal of the FIR and the accompanying material shows that the petitioner is alleged to have taken possession of the shop, which was earlier rented out to the complainant; without following the procedure of law. It is not even disputed that the eviction petition filed by the petitioner was still pending before the Rent Controller. Despite that, without obtaining any orders from the competent Court/authority, the petitioner is alleged to have entered the shop and stolen the items/goods of the complainant.

This Court does not find any ground to interfere to grant anticipatory bail to the petitioner. At this stage, this Court does not find any mitigating circumstances in favour of the petitioner, showing any ex facie innocence of the petitioners, vis-a-vis the allegations levelled against him in the FIR. Still further, as per the allegations, the items lying in the shop are also

alleged to have been taken away. Even those items may be required to be recovered by the police. Hence, granting anticipatory bail to the petitioner, at this stage, would adversely affect the investigation of the case as well.

In view of the above, finding no merit in the petition, the same is dismissed.

(RAJBIR SEHRAWAT)
JUDGE

10.12.2019
Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No