

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

CRM-M-2869-2020

Date of decision: 26.02.2020

Basant Singh**...Petitioner****Versus****State of Haryana****...Respondent****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. Rohit Rana, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.55 dated 27.02.2019 under Section 392 IPC and Sections 25/54 of Arms Act (Sections 397, 412, 201 IPC were added later on), registered at Police Station Kheripul, District Faridabad.

The operative part of the order dated 30.01.2020, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Rohit, he is driver in an Ola car and on 27.02.2019, he picked up two passengers from New Delhi and after reaching Faridabad, they snatched the car from him. It is further submitted that the allegations against the petitioner are that he is found in possession of the car, as it was brought to him for the purpose of sale and primary charge against him is under Section 411 Cr.P.C.

Learned counsel for the petitioner relies upon the statement of complainant Rohit, who appeared as PW1 before the trial Court, wherein he has identified the

aforesaid two persons Shivam Sharma and Anuj Sharma. It is thus submitted that the petitioner was not present, when the offence under Sections 392 & 397 IPC was committed.

Learned State counsel, on instructions from the Investigating Officer, submits that the petitioner is involved in another FIR registered in U.P.

In reply, learned counsel for the petitioner has submitted that said FIR pertains to consequence of the present FIR, where the recovery of another vehicle was effected.

List again on 26.02.2020.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 30.01.2020, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from ASI Vijender Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 30.01.2020, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

26.02.2020

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No