

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

CRM-M-24658-2020(O&M)

Date of decision : 04.11.2020

Mangal Singh

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr.Jaswinder Singh Grewal, Advocate for the petitioner.

Mr.A.S.Sandhu, Addl.AG, Punjab.

TEJINDER SINGH DHINDSA, J. (ORAL)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in FIR No.82 dated 16.07.2020, under Section 379 IPC, registered at Police Station, City Morinda, District Rupnagar.

On 27.08.2020 while issuing notice of motion the following order was passed by this Court:-

“ This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

Petitioner seeks concession of pre-arrest bail in FIR No.82 dated 16.07.2020 under Section 379 IPC registered at

Police Station City Morinda, District Rupnagar.

FIR has been registered on the complaint of Talib Hussain. Complainant asserted that he was working as electrical contractor and had taken the house of the accused/present petitioner on rent.

Certain electrical articles like channel, angle, wire, connector etc. had been placed in the premises taken on rent. On 23.03.2020 on account of the Covid Pandemic and the lockdown having been imposed the complainant went back to his village but on returning back on 29.05.2020 he found the electrical articles missing.. On the basis of suspicion, complainant had named the present petitioner as also one Jaswinder Singh.

Counsel argued that co-accused Jaswinder Singh was duly arrested and recovery already stands effected.

In support of such contention, counsel has adverted to the order dated 23.07.2020 passed by the Judicial Magistrate Ist Class concerned at Annexure P-2 granting benefit of bail to co-accused Jaswinder Singh.

It is urged that the petitioner otherwise is ready and willing to join investigation.

Notice of motion returnable for 04.11.2020.

In the meanwhile, petitioner is directed to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State Counsel, upon instructions from ASI Kulwinder

Singh, informs the Court that the petitioner has since joined investigation

and is not required for custodial interrogation.

In view of the above, petition is allowed. Order dated 27.08.2020 passed by this Court is made absolute.

(TEJINDER SINGH DHINDSA)
JUDGE

04.11.2020
sunita

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