

In the High Court of Punjab and Haryana at Chandigarh

207

CRM-M-30946-2020 (O & M)
Date of Decision: November 25, 2020

JAKIR HUSSAIN

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. M.D.Khan, Advocate for the petitioner.

Mr. Kanwar Sanjeev Kumar, AAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.115 dated 09.07.2006, under Section 379 of the Indian Penal Code ('IPC' - for short), registered at Police Station Khol, District Rewari.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and has been arraigned as an accused on the statement of co-accused that the stolen dumber was purchased by the petitioner. He further contends that co-accused has been acquitted at the conclusion of the trial and the petitioner was not aware that he is an accused in the case as he had not received the summons. He also contends that the petitioner is not involved in any other case.

This Court, by the order dated 05.10.2020, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered 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 states that although the petitioner has joined investigation but the dumper is yet to be recovered.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation, the order dated 05.10.2020 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

November 25, 2020
A.Kaundal (sw)

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