

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

**CRM-M No. 42115 of 2020
Date of decision: 15.12.2020.**

Mahavir Petitioner.

Versus

State of Punjab Respondent.

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Lalit Singla, Advocate, for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab, for the respondent.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 0016 dated 09.02.2020, under Sections 379 and 411 of the Indian Penal Code, 1860, registered at Police Station Khanauri, District Sangrur.

Learned counsel for the petitioner *inter alia* contends that the petitioner is not named in the FIR. He has been arraigned as an accused on the statement made by one Shafiq and Dilshad Ahmed, owners of the allegedly stolen articles. Shafiq and Dilshad Ahmed have subsequently submitted affidavits that they had made their earlier statements against the petitioner under some mistaken belief. He also contends that the alleged recovery from the petitioner is of diesel tank and coil spring. The petitioner is a scrap dealer and is not involved in any other similar case. He further contends that co-accused, namely, Gurlal Singh has been granted anticipatory bail by this Court by order dated 28.10.2020 passed in CRM-M No. 14608 of 2020.

Issue notice to the respondent.

At the asking of the Court, Dhruv Dayal, Senior DAG, Punjab, accepts notice on behalf of the respondent-State.

Without expressing any opinion on the merits of the case and in view of the submissions of learned counsel for the petitioner, I deem it a fit case to grant the concession of anticipatory bail to the petitioner.

Therefore, the petitioner is directed to appear before the investigating officer within a period of 15 days from the date of receipt of certified copy of this order and on his doing so, he shall be released on bail to the satisfaction of the arresting/investigating officer till submission of report under Section 173 of the Code of Criminal Procedure, 1973 ('Cr.P.C.' - for short). The petitioner shall continue to join investigation and shall furnish an undertaking that he shall abide by the conditions as envisaged under Section 438 (2) Cr.P.C. Thereafter, he will be permitted to furnish regular bail bonds to the satisfaction of the trial Court.

The petition stands disposed of in the aforementioned terms.

(ANUPINDER SINGH GREWAL)
JUDGE

15.12.2020
Ramesh

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No