

1)

CRM-M-47007-2019

Date of decision: 27.02.2020

ATINDER SINGH

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

2)

CRM-M-426-2020

JAGMEET SINGH

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. PKS Phoolka, Advocate
for the petitioner(s) in both cases.

Mr. Balbir Singh Sewak, Addl. AG, Punjab.

VIVEK PURI, J. (ORAL)

Learned State counsel states that CCTV footage taken from the CCTV camera installed out of workshop only indicates the car having been parked without any person being depicted therein.

Present petitions are under Section 438 Cr.P.C. for seeking anticipatory bail to the petitioners, namely Atinder Singh and Jagmeet Singh in case FIR No. 115 dated 27.09.2019 registered under Section 379 of IPC at Police Station Cantt., Bathinda, District Bathinda on the basis of statement of Gurpreet Singh alleging that on 21.09.2019 he had delivered his car bearing registration No. PB-03AH-5053 for washing at Grewal Service Station. The theft of the car was committed while it was parked outside the service station.

Significantly, no one has been named in the FIR. However, supplementary statement of the complainant was recorded wherein the petitioners

have been nominated.

The petitioners were granted interim bail. It has been stated by the learned counsel for the petitioners that they have joined the investigation. The car has been recovered from Jagjit Singh and nothing is to be recovered from the petitioners.

Learned State counsel has not disputed the factual position.

In these circumstances, without making any further comment upon the merits of the case, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioners.

Accordingly, both the petitions are allowed and it is directed that in the event of arrest of the petitioners shall be released on bail to the satisfaction of the Arresting officer subject to the following conditions:-

- (i) The applicants shall make himself available for interrogation by a police officer as and when required;
- (ii) The applicants shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;
- (iii) The applicants shall not leave India without the previous permission of the Court;

27.02.2020
renubala

(VIVEK PURI)
JUDGE

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