

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

CRM-M-2394 of 2021

DATE OF DECISION: 31.08.2021

Raj Kumar @ Raju

...Petitioner

Versus

State of Haryana

...Respondent

CORAM : HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

**Present:- Mr. Vaneet Soni, Advocate
For the petitioner.**

Mr. Deepak Kumar Grewal, DAG Haryana.

ARVIND SINGH SANGWAN, J.(ORAL)

1. Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 452 dated 21.11.2020, registered under Sections 07/ 10/ 55 of Essential Commodities Act and Section 3 of Fertilizer Movement (Control) Order 1973 at Police Station Fatehabad.

2. While granting interim bail to the petitioner, following order was passed by this Court on 18.01.2021: -

“Learned counsel for the petitioner submits that as per the allegations in the FIR, complainant Mahabir Parsad, Quality Control Inspector, Agriculture Department, Fatehabad found that 300 bags of Urea Fertilizer were being transported to Punjab in a tractor trolley. Upon this, one Jowanpreet Singh was arrested, who suffered disclosure that he had purchased the said fertilizer from the petitioner for the purpose of taking it to Punjab.

Learned counsel for the petitioner further submits that petitioner was not named in secret information and he is ready to join investigation.”

3. Learned counsel for the petitioner submits that in compliance of the aforesaid order, the petitioner has joined the investigation and is no more required for further investigation.

4. Learned State counsel, on instructions of Inspector Ramesh Kumar has not disputed the factual position and submits that the petitioner is no more required for further investigation at this stage. He points out that investigation in the FIR is still going on.

5. In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 18.01.2021 is made absolute subject to the conditions envisaged under Section 438 (2) Cr.P.C. It is further made clear that in case the petitioner is still required for further investigation, it will be open for the Investigating Officer to issue him notice in writing asking him to join the investigation.

(ARVIND SINGH SANGWAN)
JUDGE

31.08.2021
Jiten Sharma

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No