

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

210

CRM-M-9474-2021

DATE OF DECISION: 27.08.2021

ASHWANI SHARMA

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Sandeep Wadhawan, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 276 dated 03.12.2020, under Sections 454 and 380 of the Indian Penal Code, 1860, registered at Police Station Model Town, Hoshiarpur, District Hoshiarpur.

Learned counsel for the petitioner contends that there is a delay of eight days in registering the FIR wherein it is alleged that 15 'tolas' of silver and some gold belonging to the complainant had been stolen by some unknown persons. He also contends that co-accused, namely, Rahul is stated to have been arrested and in his statement he has named the petitioner as the person to whom 15 'tolas' of silver and some gold was sold. The petitioner is 59 years of age.

This Court, by the order dated 01.03.2021, 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, upon instructions from ASI Jasbir Singh, states that although the petitioner has joined investigation but recovery is yet to be effected.

In view of the above and the petitioner having joined investigation, the order dated 01.03.2021 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

27.08.2021.

SwarnjitS

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