

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

207

CRM-M-10269-2020

Date of Decision: 28.06.2021

Sunil Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. D.R.Punia, Advocate, for the petitioner.

Ms. Sheenu Sura, DAG, Haryana,
assisted by ASI Ram Singh.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.481 dated 03.09.2019 at Police Station Sadar Hissar, District Hissar, under Sections 380/454 IPC.
2. The FIR was lodged at the instance of Parveen Kumar, wherein it is alleged that he had taken a godown on rent and had stored 9000 bags of *Gawar*. However, subsequently 600 bags were found missing from the godown.
3. Learned counsel for the petitioner has submitted that he is nowhere named in the FIR and has been nominated as an accused on the basis of disclosure statement/s allegedly made by co-accused, who have already been granted regular bail.

4. Opposing the petition, learned State counsel upon instructions has submitted that the petitioner happens to be involved in three other cases and that in these circumstances the petitioner having been named by the co-accused does not deserve the concession of anticipatory bail. Learned State counsel has, however, informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and that the co-accused have already been granted regular bail.
5. I have considered rival submissions addressed before this Court.
6. Having regard to the facts and circumstances of the case particularly the fact that the petitioner came to be nominated on the basis of disclosure statement/s made by the co-accused, the veracity and admissibility of which would be debatable and while also noticing that the co-accused have already been granted regular bail, the instant petition is accepted and the interim directions issued by this Court vide order dated 12.03.2020 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

28.06.2021

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(GURVINDER SINGH GILL)
JUDGEWhether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**