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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-18076-2021

Date of Decision: 26.07.2021

Shivkaran Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Surinder Garg, Advocate,
for the petitioner.

Mr. B.S. Sewak, Additional Advocate General, Punjab.

SUDIP AHLUWALIA, J. (ORAL)

The present petition has been filed under Section 438 of the Code of Criminal Procedure by the petitioner, seeking anticipatory bail in case FIR No.33 dated 08.02.2021, under Sections 379-A/379-B of the IPC, registered at Police Station City Faridkot, District Faridkot (Pb.).

2. Ld. Counsel for the petitioner submits, *inter alia*, that the petitioner was not apprehended from the spot. On the other hand, his complicity has transpired from the disclosure statement of co-accused Shankar Singh.

3. He further submits that in any case, the matter has been compromised with the complainant, to whom the stolen mobile phone has already been delivered.

4. In such circumstances, this Court is of the opinion that custodial interrogation of the petitioner is not required at this stage.

5. In view of the above, the petitioner's prayer for anticipatory bail is allowed and he is ordered to be released on bail to the satisfaction of the Arresting Officer till submission of Report under Section 173 Cr.P.C. (Challan). He shall continue to join investigation and shall furnish an undertaking that he shall abide by the conditions specified under Section 438 (2) Cr.P.C. Thereafter, he will be permitted to furnish bail bonds to the satisfaction of the Ld. Trial Court.

6. Disposed off.

26.07.2021

Apurva

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No

2. Whether reportable: Yes/No