

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-22052-2021 (O & M)
Date of Decision: August 05, 2021**

ASIF ALI

.....PETITIONER

VERSUS

S TATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Sanawar Ali, Advocate for the petitioner.

Mr. Deepak Bhardwaj, DAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 25 dated 06.02.2020, under Sections 120-B, 408 and 411 of the Indian Penal Code, 1860, registered at Police Station HSIDC Barhi, District Sonapat.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and has been arraigned as an accused on the statement of co-accused, who was the driver of a truck and had allegedly abandoned the truck loaded with rice. It was disclosed by the co-accused that the petitioner along with others had unloaded the rice. The truck was recovered, but 220 quintals of rice was found missing. He also contends that the petitioner is a labourer and is not involved in any other criminal case. He further contends that co-accused, namely, Sultan Singh has been granted anticipatory bail by this Court by order dated 19.02.2021 passed in CRM-M No. 2301 of 2021.

This Court, by the order dated 03.06.2021, 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 Head Constable Anil, states that although the petitioner has joined investigation but he is not cooperating.

In view of the above and the petitioner having joined investigation, the order dated 03.06.2021 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

August 05, 2021
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No