

In the High Court of Punjab and Haryana at Chandigarh

202

CRM-M-22351-2020 (O & M)

Date of Decision: July 05, 2021

SUKHDEV SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Paramjit Singh Jammu, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.170 dated 02.07.2020, under Sections 457, 380 of the Indian Penal Code ('IPC' - for short), registered at Police Station Sardulgarh, District Mansa.

Learned counsel for the petitioner contends that the FIR was registered on the basis of secret information after 4 ½ months of the alleged theft in the house of one Massa Singh. Massa Singh has not lodged a complaint.

A coordinate Bench of this Court, by the order dated 11.08.2020, 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 Sub Inspector

Kuldeep, states that although the petitioner has joined investigation but

approximately 02 tolas of gold and ₹22,000/- had been stolen out of which only ₹2000/- has been recovered from the co-accused. He further contends that in view of the specific allegation against the petitioner, he is not entitled to the concession of anticipatory bail.

In view of the above and the petitioner having joined investigation, the order dated 11.08.2020 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

July 05, 2021
A.Kaundal

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