

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-33453-2021

DATE OF DECISION: 13.09.2021

RAJU KUMAR ALIAS RAJU CHAH WALA ... Petitioner(s)

Versus

STATE OF PUNJAB AND OTHERS ... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Damanjit Singh Sandhu, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Naveen Sharma, Advocate for the complainant.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 13 dated 17.01.2021, under Sections 379-B(2), 452, 323, 506, 148 and 149 of the Indian Penal Code, 1860, registered at Police Station Moti Nagar, District Ludhiana.

Learned counsel for the petitioner contends that there is a delay of five days in lodging the FIR. It is alleged that the petitioner along with others had entered the house of the complainant and snatched money from him. He, however, contends that the petitioner is running a small tea stall and the incident is the outcome of a minor altercation with the complainant, who is a vegetable vendor, with regard to the parking of carts.

This Court, by order dated 18.08.2021 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 HC Kuldeep Singh, states that although the petitioner has joined investigation but money is yet to be recovered.

Learned counsel for the complainant contends that in view of the serious allegations 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 18.08.2021 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

13.09.2021

SwarnjitS

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