

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

210

CRM-M-33634-2021

Date of decision : 24.11.2021.

Mani

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Vinay Puri, Advocate for the petitioner.

Mr. Karambir Singh, AAG, Punjab.

Mr. Jasmeet Singh Ghumman, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

A Coordinate Bench of this Court on 19.08.2021 had passed the following order:-

“The case has been taken up for hearing through video conferencing.

The petitioner has filed the present petition under Section 438 of the Code of Criminal Procedure, 1973 (for short, "the Cr.P.C.") for grant of anticipatory bail in case FIR No.78 dated 21.06.2021 registered under Sections 457 and 380 of the Indian Penal Code, 1860 at Police Station Maqsudan, Jalandhar Rural, District Jalandhar.

Learned Counsel for the petitioner has submitted that the petitioner has been falsely implicated in the case. The allegations against the petitioner are that the petitioner being a scrap dealer used to purchase stolen articles from accused Arun Kaul @ Manni, Manipal @ Manni and Sunny @ Tora. The above said accused are alleged to have made theft in the factory of the complainant on the intervening night of 18/19.06.2021 and to have sold stolen parts to the petitioner. The petitioner had no concern with them and did not receive any stolen property. Recovery of the machinery alleged to

have been stolen by the accused was made from them. The petitioner is ready to join the investigation.

Notice of motion.

Pursuant to supply of advance copy, Mr. P.S. Walia, Asstt. A.G., Punjab has appeared and accepted notice on behalf of the respondent-State.

Learned State Counsel seeks time to file reply.

Adjourned to 27.10.2021.

In the meanwhile, the petitioner is directed to join the investigation as and when called upon to do so. In the event of his arrest, the petitioner shall be released on interim anticipatory bail by the arresting officer/investigating officer on furnishing of bail bonds by him to the satisfaction of the arresting officer/investigating officer. The petitioner shall comply with the conditions enumerated under Section 438(2) of the Cr.P.C. failing which he shall not be entitled to the protection of interim anticipatory bail allowed to him.”

Learned counsel for the complainant, however, contends that in view of the serious allegations against the petitioner, he is not entitled to the concession of anticipatory bail.

Learned State counsel, upon instructions from ASI Balbir Singh, states that the petitioner has joined investigation.

In view of the above and the petitioner having joined investigation, the Covid-19 Pandemic, the order dated 19.08.2021 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

November 24, 2021

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