

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CRM-M-33745-2020****Date of Decision: 18.01.2021**

Bhola Ram

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Ajay Arora, Advocate, for the petitioner.

Mr. Sheenu Sura, DAG, Haryana,
assisted by SI Mahender Singh.*(proceedings conducted through video conferencing)***GURVINDER SINGH GILL, J. (Oral)**

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.466 dated 03.10.2020 at Police Station City Fatehabad, under Sections 457, 380, 411 IPC.
2. On the last date of hearing i.e. 12.11.2020, the following order was passed:

“The case is taken up through video conferencing on account of COVID 2019.

This is a petition filed under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No. 466, dated 3.10.2020, registered under Sections 457, 380, 411 IPC at Police Station City Fatehabad.

FIR was lodged by one Jagdish Chander stating that on the night of 29.9.2020, 18 bags of janter crop weighing about 8 quintal and 8 bags of gawar crop weighing about 4 quintal were stolen from the godown. The

complainant has suspected the involvement of Deepak, Rahul, Gursewak and petitioner in the theft. Learned State counsel states that co accused of petitioner Deepak, Rahul, Sunil and Ved Pal have been arrested. 18 bags of janter crop have been recovered. As per disclosure statements of co accused, they have sold 8 bags of gawar and proceeds thereof were shared between them. As per their disclosure statements, petitioner is alleged to have been given Rs.1500 of his share.

Adjourned to 16.1.2021.

In the meanwhile, in the event of arrest of petitioner, he shall be released on interim anticipatory bail to the satisfaction of Arresting Officer/Investigating Officer. He will join investigation as and when called for and cooperate in same. He will abide by conditions of Section 438 (2) Cr.P.C.”

3. The learned State counsel upon instructions has informed that pursuant to interim directions issued on 12.11.2020, the petitioner has joined investigation and is not required for any custodial interrogation. It has, however, also been informed that the petitioner is involved in one more case of similar nature.
4. Having regard to the fact that the recovery of the stolen articles has already been effected and that the petitioner has already joined investigation and is not stated to be required for any custodial interrogation, the petition is accepted and the interim directions issued by this Court vide order dated 12.11.2020 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with

the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

18.01.2021

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**

Whether reportable: **Yes/No**