

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

CRM-M-12954-2022 (O&M)

Date of decision: 28.04.2022

Farukh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Amarjit Singh Ahluwalia, Advocate for the petitioner.

Mr. Ajay Pal Singh Gill, DAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

The instant petition has been filed under Section 438 Cr.P.C. seeking grant of anticipatory bail in case FIR No.131 dated 03.07.2021, registered under Section 379 IPC (Section 411 IPC added later on) at Police Station City Rupnagar, District Rupnagar.

Short reply by way of affidavit dated 26.04.2022 of the Deputy Superintendent Police, Sub Division Rupnagar, District Rupnagar, submitted by the learned State counsel is taken on record.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case; that the petitioner has given the factory in question, from where the stolen Bolero vehicle in question has been recovered in dismantled condition, on rent of Rs. 50,000/- per month to co-accused Tabrej Alam and Noor Kumar Rana, vide agreement dated 04.02.2021 for three years i.e. 01.02.2021 to 30.01.2024; and that when the alleged occurrence came into the knowledge of the petitioner i.e. after three

days, he immediately, made a representation to the Senior Superintendent of Police, Ropar.

Learned State counsel points out that an FIR has been registered regarding the theft of the aforesaid Bolero, in which the GPS was installed and after tracking through GPS, the vehicle was recovered from the factory premises, owned by the petitioner, in dismantled condition.

I have heard the learned counsel for the parties and have gone through the paper-book.

As per the prosecution, there is a organized gang which is involved in Inter-State thefts of high valued vehicles. The nexus of this gang could only be broken on the basis of custodial interrogation of the petitioner, who has a potential to influence the investigation, if enlarged on bail.

There are specific allegations against the petitioner and considering the nature of allegations, the custodial interrogation of the petitioner is must to unearth the gang of carjackers. Though the learned counsel for the petitioner has placed on record the photocopy of the rent agreement, yet this Court is not satisfied with the same and does not deem it a fit case for grant of anticipatory bail to the petitioner.

In view of the above, the present petition is dismissed.

(HARNARESH SINGH GILL)
JUDGE

28.04.2022

Mangal Singh

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No