

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

**CRM-M No. 23227 of 2022
Date of Decision: 15.06.2022**

Aqbar @ Aqbar Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.S. RAMACHANDRA RAO

Present: Mr. Naresh Kumar Ganga, Advocate
for the petitioner.

Mr. Karanbir Singh, Assistant Advocate General, Punjab

M.S. RAMACHANDRA RAO, J. (ORAL)

Status report dated 14.06.2022 filed by the State Counsel in
Court today is taken on record.

Registry to place the same at an appropriate place in the
paper-book, and, paginate accordingly.

The petitioner is seeking anticipatory bail in FIR No. 74 dated
19.04.2022 (Annexure P-1), for offences punishable under Sections 380 &
457 of the IPC, registered at Police Station City Sunam, District Sangrur.

One Baljinder Singh alleged that on 25.01.2022, he and his
family had gone to the house of his brother-in-law Harbans Singh son of Lal
Singh, resident of Ghangroli, who was raising construction of his house,
and that when he returned back on 05.02.2022, they found that the lock of
inner door of their house was broken and theft of LCD, Gas Cylinder, stove,
gold ornaments, utensils and cash occurred.

Counsel for the petitioner contends that his client is innocent
and only on the basis of disclosure statement by some of the apprehended

persons / accused, the petitioner has been roped in.

In the reply / status report of the State, there is a reference to certain disclosure statement(s) made by the accused – Somnath, implicating the petitioner, but admittedly no recovery has been made from the petitioner. It is also admitted that the petitioner is not involved in any other case.

In view of the above, the petitioner is directed to appear before the SHO/Investigating Officer to join investigation and in the event of his arrest, he shall be released on bail on his furnishing bail bonds to the satisfaction of SHO/Investigating Agency, subject to the following conditions as envisaged under Section 438(2) Cr.P.C.:-

- (i) that the petitioner shall make himself available for interrogation before the investigating officer as and when required;
- (ii) that the petitioner shall not, directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case as to dissuade them from disclosing such facts to the Court or to any police officer;
- (iii) that the petitioner shall not leave the country without prior permission of the Court and shall surrender his passport, if any.

The petition is allowed accordingly.

June 15, 2022

'dk kamra'

(M.S. RAMACHANDRA RAO)
JUDGE

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>