

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

**CRM-M-32751-2021
Date of decision: 30.03.2022**

Jag Ram

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Saleem Ahmed, Advocate
for the petitioner.

Mr. Deepak Kumar Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 538 dated 11.12.2020, registered under Section 379-B IPC at Police Station Dabua, Faridabad, District Faridabad.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of Assistant Mining Engineer, Mining and Geology Department, Faridabad/Palwal, it is alleged that one truck bearing number RJ-32-GC-0878 was impounded by the Mining Inspector and the custody of the same was handed over to one Ram Dutt and while Ram Dutt had gone to answer the nature's call, he noticed that somebody took away the said truck from the spot.

Learned counsel further submits that the petitioner is the registered owner of the vehicle in question and the same was never confiscated by the State.

Reply, filed by way of the affidavit of the Assistant Commissioner of Police, Faridabad is on record, wherein, after verifying the

contents of the FIR, it is stated that vide seizure order dated 05.12.2021, the truck was taken into possession, however, the Investigating Officer has verified the E-bills and invoices (Annexures P-3 and P-4) submitted by the petitioner from Shree Ram Minerals, Rajasthan, who has verified the same to be correct.

In view of the same, the present petition is allowed. Order dated 23.9.2021 is made absolute, subject to the conditions envisaged under Section 438(2) Cr.P.C.

However, it will be open for the Investigating Officer to call upon the petitioner to join investigation, if so required, by issuing him a written notice in this regard.

30.03.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No