

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-49037-2021

Date of decision : 21.03.2022

Lakhwinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Ms.Gurpal Kaur Dulat, Advocate
for the petitioner.

Mr.Sarabjit Singh Cheema, AAG, Punjab.

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR no.84 dated 14.07.2021 registered under Sections 380, 457 IPC at Police Station Sadar Raikot, District Ludhiana.

On 24.11.2021, a coordinate Bench of this Court was pleased to pass the following order:-

“The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against him vide FIR No. 84, dated 14.7.2021, Police Station Sadar Raikot, District Ludhiana Rural, under Sections 380, 457 IPC.

As per the allegations in the FIR, 7400 empty jute bags were stolen from the sheller of the complainant along with a machine, used for stitching the same. The complainant has alleged that 5-6 persons entered into his sheller by scaling rear wall on the night between

13/14.7.2021 and had stolen the jute bags.

Learned counsel for the petitioner submits that he is nowhere named in the FIR and came to be nominated subsequently on the basis of some disclosure statement allegedly made by co-accused and in fact he has been nominated while he was in custody in connection with the other case.

Notice of motion for 21.3.2022.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

(GURVINDER SINGH GILL)
24.11.2021 JUDGE”

Learned counsel for the petitioner has submitted that in pursuance of the said order, petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Sukhminder Singh, has submitted that the petitioner has joined investigation and is not required for further investigation.

Keeping in view the above said facts and circumstances moreso, the facts which have been noticed in the order dated 24.11.2021, and also the fact that the petitioner has joined the investigation and is not required for further investigation, the present petition is allowed and the interim order dated 24.11.2021 is made absolute.

Nothing stated above shall be construed as an expression of

of the observations made in the present case which are only for the purpose of adjudicating the present bail petition.

(VIKAS BAHL)
JUDGE

March 21, 2022
Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No