

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

CRM-M-44972-2022

DECIDED ON: 22nd NOVEMBER, 2022

PARDEEP KUMAR

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Parminder Singh Kanwar, Advocate
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

The instant petition has been filed under Section 438 Cr.P.C seeking anticipatory bail to the petitioner in FIR No. 137, dated 20.08.2022, under Sections 379-B and 34 IPC (Section 411 IPC added later on), registered at Police Station Mukerian, District Hoshiarpur.

Learned counsel for the petitioner submits that in pursuance of order dated 28.09.2022, the petitioner has joined the investigation.

The said fact has not been controverted by learned State counsel. However, on instructions from ASI Lokram, Police Station Mukerian, submits that the snatched gold chain by the petitioner is yet to be recovered.

It is for the prosecution agency to adopt necessary means for seeking recovery of the case property, if any, from the possession of the accused at the time when he is made to join the investigation by the Court.

It appears that it is on account of failure of the Investigating Officer, such

recovery is not being effected and plea is taken that the accused is not co-
operating.

operating in the investigation.

The concession of anticipatory bail is meant to provide protection at the hands of police authorities for un-necessary harassment and also to make sure that the accused does not abscond or tamper with evidence. No case is made out for declining the said relief only on the ground that a gold chain is yet to be recovered.

In the light of afore-said discussions, the order dated 28.09.2022 is, hereby, made absolute.

Disposed off.

22nd NOVEMBER, 2022
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(SANDEEP MOUDGIL)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>