

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

CRM-M-53113-2021 (O&M)

Date of decision: 07.04.2022

Samim Khan

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Munfaid Khan, 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. 161 dated 08.05.2018, registered under Sections 379, 411, 420 of the IPC and Sections 7, 10, 55 of the Essential Commodities Act at Police Station Sadar Tauru, District Nuh.

The operative part of the order dated 05.01.2022, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner submits that in fact, the petitioner is a depot holder in Ballabgarh, District Faridabad and Food and Supplies Inspector of the area has already issued a letter to SHO, Police Station Tauru, District Nuh, where the present FIR is registered, certifying that the petitioner has distributed the entire food articles pertaining to May, 2019 in the village as per Govt. guidelines. It is further submitted that the petitioner has been wrongly implicated in this case without there being any such evidence.

List again on 07.04.2022.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 05.01.2022, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from SI Bhajan Lal, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 05.01.2022, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

07.04.2022
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No