

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

CRM-M-54452-2021

Date of decision-11.03.2022

Rajneesh Kumar Chaudhary @ Rajneesh Chaudhary

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Navjit Singh, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ, J.

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.187 dated 18.09.2021 under Section 7 Essential Commodities Act, 1955 and Section 420 Indian Penal Code, 1860 registered at Police Station Basti Bawa Khel, District Police Commissionerate Jalandhar, who apprehends his arrest at the hands of Police.

On 27.12.2021, this Court had passed the following order:-

“Learned counsel contends that the petitioner is running a stove repair shop, who has been falsely implicated for illegally selling small LPG cylinders to labourers after filling it from other gas cylinders. He submits that at the time of alleged raid, only two cylinders filled with LPG were recovered along with a small cylinder and this alone may not be enough to constitute the alleged offence. He submits that though the concession of interim pre-arrest bail was extended to the petitioner by court of sessions, but later on his application was dismissed on the ground of non-cooperation. He submits that the said non-cooperation was never elaborated by the Public Prosecutor.

Notice of motion for 11.03.2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner has stated that in compliance of the above order, the petitioner associated himself in the investigation and cooperated during interrogation.

Learned State counsel who is instructed by SI Arun Kumar states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 27.12.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

11.03.2022
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No