

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

206

CRM-M-1457-2023 (O&M)

Date of decision: 11.05.2023

Sandeep Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present : Mr. Mandeep Nehra, Advocate for  
Mr. Sanpreet Sandhu, Advocate  
for the petitioner.

Mr. Chetan Sharma, DAG, Haryana.

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**MANJARI NEHRU KAUL, J. (ORAL)**

The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.543 dated 21.12.2022 registered for the offences under Sections 420 and 120-B IPC and Section 7 of Essential Commodities Act, 1955 and Clause 5, 8 and 28 of Fertilizer (Control) Movement Order, 1985 at Police Station Sadar Yamuna Nagar District Yamuna Nagar.

Vide order dated 17.01.2023, the petitioner had been granted interim anticipatory bail with direction to join investigation.

Short reply by way of affidavit of Kanwaljeet Singh, HPS, Deputy Superintendent of Police, Yamuna Nagar on behalf of the respondent-State has been filed in the Court today which is taken on record subject to all just exceptions.

While drawing the attention of this Court to para 6 of the above reply, learned State counsel submits that when the petitioner

joined investigation he admitted to the commission of the offence and also that he had got loaded 120 urea bags in the trolley which was owned by him. Learned State counsel on further instructions from HC Anoop Singh, PS Sadar Yamuna Nagar, submits that since the petitioner has joined investigation and cooperated with the investigating agency, he is not required for further investigation much less for his custodial interrogation.

In view of the above, the petition is allowed and interim order dated 17.01.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

11.05.2023

(MANJARI NEHRU KAUL)  
JUDGE

Vinay

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|---------------------------|---|--------|
| Whether speaking/reasoned | : | Yes/No |
| Whether reportable        | : | Yes/No |