

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

211

CRM-M-2275-2023

Date of decision: 27.03.2023

Mangat Ram @ Manga

.....Petitioner

Versus

The State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Baltej Singh Sidhu, Sr. Advocate with
Mr. Divij Datt, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, Sr. DAG, Punjab.

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.90 dated 02.11.2022 under Sections 408 and 34 of the Indian Penal Code, 1860, registered at Police Station Kathgarh, District SBS Nagar.

Vide order dated 16.01.2023, the petitioner had been granted interim anticipatory bail with direction to join investigation and the relevant part of the said order reads as under:-

“Learned senior counsel for the petitioner submits that the petitioner has been falsely implicated in the case in hand as all the records of the petrol pump were being maintained by its Manager. Learned senior counsel further submits that the petitioner was working just as a salesman on the petrol pump. Moreover, the petitioner, who is only 8th pass did not even know how to maintain the records of the petrol pump, he could not have thus, fabricated the records and committed a fraud of Rs.8 lakhs. The petitioner is ready to join investigation and cooperate with the investigating agency.”

Learned senior counsel for the petitioner submits that in

compliance of order dated 16.01.2023, the petitioner has joined investigation and cooperated with the investigating agency.

Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner 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 16.01.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

27.03.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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