

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

205

CRM-M-7125-2023

Date of decision: 17.05.2023

Mohd Aarif

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Saurav Bhatia, Advocate
for the petitioner.

Mr. Chetan Sharma, DAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case n FIR No.35 dated 20.01.2023 for the offences under Sections 407, 379 and 34 IPC registered at Police Station Sadar Tauru, District Nuh.

2. Vide order dated 09.02.2023, 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 counsel for the petitioner inter alia submits that the petitioner was just working as a cleaner of the truck, which was transporting electronic goods from Faridabad to Jharkhand. However, when the truck reached its destination, the electronic goods were found missing from the truck. It has been urged that the petitioner, who does not have any criminal antecedents, has been falsely implicated only because he was a cleaner of the truck. It has been further submitted that the petitioner is willing to join investigation and cooperate with the investigating agency.”

3. Learned counsel for the petitioner submits that in compliance of order dated 09.02.2023, the petitioner has joined

investigation and cooperated with the investigating agency.

4. 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.

5. In view of the above, the petition is allowed and interim order dated 09.02.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

17.05.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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