

[2023:PHHC:040881]

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

CRM-M-9589-2021 (O&M)

Date of decision: 21.03.2023

Ramandeep Singh

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- None for the petitioner/complainant.

Mr. P. K. Longia, DAG, Haryana.

Mr. Parminder Singh, Advocate
for respondent No. 2/accused.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition, filed under Section 439(2) Cr.P.C., is for cancellation of regular bail granted to respondent No. 2/accused in case FIR No. 2 dated 02.01.2021, registered under Sections 381, 407, 420 of the IPC (Sections 467, 468, 471 and 120-B of the IPC added later on) at Police Station Munak, District Karnal, Haryana, vide order dated 19.02.2021, passed by this Court in CRM-M-6881-2021.

The only ground taken in this petition is that there are serious allegations against respondent No. 2/accused regarding theft of petroleum product while transporting the same in a truck.

The regular bail was granted to respondent No. 2/accused noticing the fact that it will be a debatable issue whether the offences under Sections 381, 407, 467, 468, 471 of the IPC are made out against the accused or not and also in view of the fact that the driver and conductor of

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the truck have already been granted the concession of regular bail.

There is no allegation in the petition that accused has either misused the concession of regular bail or tried to influence the prosecution witnesses or has tried to abscond from the court proceedings.

Learned State counsel submits that the offences are triable by the Court of the Magistrate and even *challan* has been presented.

In view of the above, this Court finds no ground to cancel the regular bail granted to respondent No. 2/accused.

Accordingly, the present petition is dismissed.

21.03.2023
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>