

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

213

CRM-M-17216-2023

Date of decision: 05.07.2023

Sonu Ram

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Gourav Goel, Advocate
for the petitioner.

Mr. Aashish Bishnoi, 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 FIR No.29 dated 16.02.2023 for the offences under Sections 136 and 137 of Electricity Act and 120-B IPC registered at Police Station Guhla District Kaithal.

2. Vide order dated 12.04.2023, the petitioner had been granted interim anticipatory bail with direction to join investigation and the relevant part of the said order reads as under:-

“While drawing the attention of this Court to the FIR in question learned counsel for the petitioner submits that a perusal of the same clearly reveals that the petitioner was not named in the FIR in question. He further submits that the petitioner was nominated as an accused on the basis of a disclosure statement allegedly made by co-accused Gagandeep Singh, who stated that it was at the behest of the petitioner, the internal material of the transformer had been stolen by him.”

3. Learned counsel for the petitioner submits that in compliance of order dated 12.04.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel on instructions submits that though the petitioner has joined investigation pursuant to order dated 12.04.2023 passed by this Court, however, the petitioner is involved in a number of other similar cases under the Electricity Act.

5. Learned counsel appearing for the petitioner, however, submits that the petitioner has since been enlarged on bail in all the other cases which were registered subsequent to the registration of the FIR in question.

6. I have heard learned counsel for the parties and perused the relevant material on record.

7. Admittedly, the petitioner is involved in a number of cases under the Electricity Act, however, he is on bail in all the other cases which were registered subsequent to the registration of the FIR in question. Therefore, this Court deems appropriate to extend the extraordinary concession of anticipatory bail to the petitioner.

8. In view of the above, the instant petition is allowed and interim order dated 12.04.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

05.07.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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