

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.20641 of 2023
Date of decision: 6th July, 2023

Nohar Chand @ Vageela

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Harshit Jain, Advocate for the petitioner.

Mr. Vinay K. Gupta, Asst. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No. 0010 dated 17.01.2023 under Sections 457, 380, 411 and 201 IPC registered at Police Station Sadar Dhuri, District Sangrur.

2. Vide order dated 26.04.2023, the petitioner had been granted concession of interim bail in the following terms:-

“Learned counsel for the petitioner contends that as per the allegations, Suresh Bansal-complainant was working as a Manager in Mahavir Gram Udyog Sampati Rice Sheller. During the intervening night of 11/12-01-2023, some unknown persons had committed the theft of 72 bags of rice (each bag weighing 50 kgs 600 grams). It has been further submitted that the petitioner is running a flour mill and he is being sought to be nominated on the basis of the disclosure statement of the co-accused. The allegations

against the petitioner are to the effect that he had purchased the stolen property and the same are without any sufficient and incriminating evidence.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 26.04.2023, 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 the circumstances, the petition is allowed and the interim order dated 26.04.2023 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.

(MANJARI NEHRU KAUL)
JUDGE

July 6, 2023
rps

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