

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

CRM-M-41729-2022  
Date of Decision:-**30.01.2023**

RAJESH KUMAR

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

-.-

**CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH**

-.-

Present:- Mr. Rishu Mahajan, Advocate  
for the petitioner.

Mr. Chaman Lal Pawar, Addl. A.G. Punjab.

-.-

**KARAMJIT SINGH, J.** (Oral)

Prayer is for grant of anticipatory bail in case having FIR No.59 dated 18.8.2022 registered under Sections 407, 120-B IPC at Police Station Jhander District Amritsar (Rural).

Allegations in nut-shell are that the complainant-company, which was doing business of rice export, engaged one transport company for transportation of 891 bags of basmati rice, each weighing 40 kgs. The goods were to be transported from area of Amritsar to New Delhi and for that purpose one truck bearing registration No.PB-11-AY-6845 was deputed by

the transport company and its driver was Surjit Singh, however the said truck loaded with basmati rice did not reach its destination and the matter was reported to the police and the present FIR was registered.

On the last date of hearing, the counsel for the petitioner apprised the Court that the petitioner was asked to arrange the truck for transportation of goods by the complainant and on this, the petitioner made arrangement of one truck owned by co-accused Bikram Singh Prabhaker and its driver was Surjit Singh and that later on the owner of the truck replaced the driver and co-accused Gurjit Singh was deputed to drive the said truck and the said co-accused already stands arrested. The counsel for the petitioner also apprised the Court that Bikram Singh Prabhaker changed the driver on its own without informing the petitioner.

On the last date of hearing, detailed order was passed by this Court whereby the petitioner was granted bail with further direction to join investigation.

Counsel for the petitioner submits that the petitioner has joined investigation with the police by virtue of previous order of interim bail passed by this Court.

The State counsel on instructions from ASI Jagtar Singh submits that indeed the petitioner has joined investigation with the police and that the recovery of stolen basmati rice has already been effected from co-accused Gurjit Singh and that the petitioner is not required by police for further investigation or for custodial interrogation.

In view of the above, without commenting on the merits of the case, the present petition is hereby allowed and order dated 13.09.2022 is

hereby made absolute. The petitioner should abide by the conditions envisaged under Section 438(2) Cr.P.C.

**30.01.2023**  
Gaurav Sorot

**( KARAMJIT SINGH )**  
**JUDGE**

|                              |          |
|------------------------------|----------|
| Whether reasoned / speaking? | Yes / No |
| Whether reportable?          | Yes / No |