

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

201

CRM-M-48473-2022

Date of decision: 22.03.2023

Sonu @ Gandhi

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Arun Sharma, Advocate for
Mr. Manvinder Singh Dalal, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, Sr. DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is seeking the concession of anticipatory bail under Section 438 Cr.P.C. in case FIR No.080 dated 06.08.2022 under Sections 379 and 411 of the IPC registered at Police Station Payal, District Ludhiana.

Vide order dated 31.10.2022, a Coordinate Bench of this Court while issuing notice of motion had granted the interim anticipatory bail to the petitioner with directions to join investigation and the relevant part of the said order reads as under:-

“Learned counsel for the petitioner, inter-alia, contends that the petitioner has been got falsely arraigned in the present case whereas, in fact, he was not even present at the spot and moreover, the recovery of the alleged stolen articles has already been effected and the petitioner is not involved in any other criminal case of the similar nature and is also ready to join in the investigation as and when so required,”

Learned counsel for the petitioner submits that in

compliance of order dated 31.10.2022, the petitioner has joined investigation and cooperated with the investigating agency.

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.

In view of the above, the petition is allowed and interim order dated 31.10.2022, 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.

22.03.2023

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(MANJARI NEHRU KAUL)
JUDGE

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