

213 IN THE HIGH COURT OF PUNJAB AND HARYANA
 AT CHANDIGARH

CRM-M-47271-2023
Date of decision: 28.11.2023

MANGA

...PETITIONER

V/S

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Ms. Navjot Kaur, Advocate for
 Mr. A.S. Khinda, Advocate for the petitioner.

Mr. M.S. Nagra, AAG, Punjab.

DEEPAK GUPTA J. (ORAL)

On 19.09.2023, the following order was passed by this Court:-

“Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail in case FIR No.57, dated 19.08.2023, under Section 379 of IPC (Section 411 of IPC added subsequently), registered at Police Station Dhilwan, District Kapurthala.

Complaint was lodged by Tarsem Singh, alleging that on the intervening night of 04/05.08.2023, some unknown persons had stolen the lister engine and the fan installed in the well. He had come to know about the theft at the places of other people also. Later on, it was revealed that these articles were stolen by petitioner Manga along with others, who had loaded the same in a vehicle bearing registration No.PB-09-AS-9597.

It is contended by learned counsel that the complainant has not revealed as to on what basis, he claims that petitioner and others were involved in the alleged theft. It is further pointed out that though the alleged theft took place on the intervening night of 04/05.08.2023, but the FIR has been lodged on 19.08.2023, i.e. after a gap of more than 14 days.

Notice of motion.

Mr. M.S. Nagra, AAG, Punjab, accepts notice on behalf of the respondent-State. A copy of paper book be supplied to him during the course of day.

Adjourned to 28.11.2023 for filing status report.

In the meantime, petitioner is directed to join investigation and co-operate in the same. He will not leave the country without prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioner, he shall be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C. ”

2. Today, on instructions from ASI Paramjeet Singh, learned State counsel has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 19.09.2023 and is no longer required for further investigation.

3. In view of the aforesaid, the order dated 19.09.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

Disposed of.

November 28, 2023
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(DEEPAK GUPTA)
JUDGE

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|------|---------------------------|--------|
| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |