

206-a IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-54046-2021

DATE OF DECISION:-24.04.2023

Tofik

...Petitioner.

Vs.

State of Haryana

...Respondent..

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Nasir Jamal, Advocate for
Mr. Mohd. Arshad, Advocate,
for the petitioner.

Mr. Sumit Jain, Additional Advocate General, Haryana.

HARKESH MANUJA, J.

Prayer in the present petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner, in case FIR No.60 dated 28.02.2020, under Section 379 IPC (Section 411 IPC added later on), registered at Police Station Nagina, District Nuh (Mewat).

On 14.01.2022, this Court passed the following order:-

“Case taken up through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.60 dated 28.02.2020, under Section 379 IPC (Section 411 IPC added) registered at Police Station Nagina, District Nuh.

Learned counsel for the petitioner contends that the petitioner has not been named in the FIR and has been arraigned as an accused on the statement of co-accused. It is alleged that truck carrying 787 Zinc Aluminium plates weighing 18 tons had been stolen. He also contends that co-accused Shokin has been granted anticipatory bail by the coordinate Bench of this court in CRM-M-36905-2020.

List on 02.03.2022.

In the meantime, the petitioner is directed to

appear before the Investigating Officer and join investigation.

In the event of his/her arrest, the Investigating Officer/Arresting Officer shall release the petitioner on ad-interim bail subject to his/her satisfaction. The petitioner shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C. ”

Thereafter, on 14.02.2023, this Court passed the following order:-

Learned State counsel on instructions from SI Subhash Kumar, informs this Court that that the petitioners are not cooperating with the investigating agency. Let the petitioners join the investigation as and when called by the investigating officer through notice in writing.

Adjourned to 24.04.2023.

Interim order to continue.

Photocopy of this order be placed on the file of connected matters.”

2. Learned State counsel, on instructions from SI Kamal Singh, CIA Nuh, submits that in compliance of orders dated 14.01.2022 and 14.03.2023, petitioner has joined the investigation and is no more required for further interrogation.

3. Having considered the aforesaid facts and circumstances of the case, the petition is allowed. Orders dated 14.01.2022 and 14.03.2023 passed by this Court are hereby made absolute.

24.04.2023

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(HARKESH MANUJA)
JUDGE

whether speaking/reasoned: Yes/No
whether reportable: Yes/No