



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

215

CRM-M-10743-2024

Date of decision: 23.05.2024

Ali Mohammad

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Anas Ahmed, Advocate
for the petitioner.

Ms. Deepshikha Chauhan, AAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.35 dated 20.01.2023 under Sections 407, 379/34 of the IPC registered at Police Station Sadar Tauru, District Nuh.

2. On 29.02.2024, while noticing the following submissions made by the learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation:-

“Learned counsel for the petitioner inter alia contends that no doubt the petitioner was the driver of the vehicle from which some electronic goods went missing, however, it is a matter of record that the truck reached its destination i.e. Ranchi on 15.01.2023. It was two days later that allegations were levelled that certain electronic goods had been stolen from the truck. Learned counsel submits that the petitioner has clean antecedents as he is not involved in any other criminal case. It has also been submitted that identically placed co-accused who was



travelling with the petitioner on the same truck as its cleaner has since been extended the concession of anticipatory bail.”

3. Learned counsel for the petitioner submits that in compliance of order dated 29.02.2024, 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. She, on further instructions, submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In view of the above, the petition is allowed and interim order dated 29.02.2024, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

23.05.2024

(MANJARI NEHRU KAUL)
JUDGE

Vinay

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