



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-26392-2024
DECIDED ON: 31.07.2024

SALIM ALIAS SALIM BAGGAR
.....PETITIONER

VERSUS

STATE OF PUNJAB
.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Ms. Harmeet Kaur, Advocate for
Mr. Abhishek Khullar, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court has been invoked under Section 439 Cr.P.C. for grant of regular bail to the petitioner in FIR No.163, dated 24.11.2023, under Sections 457, 380 IPC and Sections 411, 201 IPC added later on, registered at Police Station Meharban, District Ludhiana.
2. Learned counsel for the petitioner contends that the petitioner was not named in the FIR and nothing is to be recovered from him and as such, no offence under Sections 411, 201 IPC along with Sections 457 and 380 IPC is made out. It has been further submitted that the petitioner is falsely embroiled in the instant FIR as there are other cases pending against him.
3. On the other hand, learned State counsel has produced the custody certificate of the petitioner today in Court, which is taken on record. Custody certificate would depict that the petitioner is involved in 20 other

similar kind of cases and in the instant case also, there is a direct allegation of his involvement in the theft of a truck bearing registration No.PB-10-HR-6893 which was loaded with thread in huge quantity as is evident from the narrated facts in the FIR.

4. Learned counsel for the petitioner controverts the aforesaid contention of learned State counsel particularly on the pendency of other FIRs stating that except 3 FIRs the petitioner is on bail in all other cases as has been detailed at Annexure P-2. Apart from that there is no other explanation coming forth qua the role of the petitioner that he is involved in the commissioning of the offence.

5. At this stage, learned counsel for the petitioner prays for withdrawal of the present petition.

6. Prayer is accepted.

7. Dismissed as withdrawn at this stage.

31.07.2024

Poonam Negi

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No