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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-32563-2024

Date of Decision:- 13.08.2024

Arshdeep Singh

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. A.K. Walia, Advocate
for the petitioner.

Mr. Rupinder Singh Jhand, Addl. AG Haryana.

AMARJOT BHATTI, J.

Petitioner – Arshdeep Singh has filed instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No. 0394 dated 04.07.2023 under Section 379A, 34 of Indian Penal Code, 1860, registered at Police Station City Mandi Dabwali, District Sirsa, Haryana (Annexure P-1).

2. As per the facts of case, Rinku Kumar complainant gave his statement that on 03.07.2023 at about 10:00 pm, he was returning home on foot and when he reached Railway Bridge, two boys came on a motorcycle and snatched his mobile phone and ran away. Mobile phone was of Vivo company, Model T2X and its IMEI No. was 865230068078150 and 865230068078143 and it contained two sim cards i.e. Jio No. 9518614288

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and Airtel No. 9719115661. Value of his mobile phone was ₹18,000/-. Due to darkness, he could not recognize said boys and could not note down the number of motorcycle. During investigation, name of present petitioner came into light.

3. Learned counsel for petitioner argued that he is falsely implicated in this case. He is working as Agniveer in Indian Army. His identity proof has been misused to procure sim card. No recovery is to be effected from him. He is ready to join investigation. Other co-accused Bhinder Singh has been granted anticipatory bail in CRM-M-8678-2024 (O&M) decided on 22.04.2024. Present petitioner will join the investigation as and when required. Therefore, his anticipatory bail petition may be allowed.

4. Bail petition is opposed by learned counsel representing State. Detailed status report has been filed. It is argued that mobile phone belonging to complainant was being used by present petitioner. Therefore, he is main accused and required to be joined in investigation.

5. I have considered the arguments. In this case, offence under Section 201 of IPC has been added. Therefore, no recovery is to be effected. Co-accused Bhinder Singh has been granted anticipatory bail in CRM-M-8678-2024 (O&M), decided on 22.04.2024. Present petitioner is also ready to join investigation. Considering the aforesaid facts, anticipatory bail petition filed by petitioner – Arshdeep Singh is allowed. He be not arrested. In case of his arrest, he be released on bail to the satisfaction of Arresting/Investigating Officer concerned, subject to



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condition that petitioner will join investigation as and when required. He will not tamper with or interfere with investigation and will not leave country without prior permission as provided under Section 438(2) Cr.P.C.

- 6. Petition is accordingly accepted.
- 7. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

13.08.2024
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(AMARJOT BHATTI)
JUDGE

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