

[216] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-41149-2023
Date of Decision : 31.01.2024

Vicky alias Vikash Bainsla ...Petitioner
versus
State of HaryanaRespondent

Coram : HON’BLE MR. JUSTICE DEEPAK GUPTA
Present : Proxy counsel for Mr. Vineet Chaudhary, Advocate
for the petitioner.
Mr. Parveen Kumar Aggarwal, DAG, Haryana.

DEEPAK GUPTA, J. (ORAL)

[1] On 21.08.2023, the following order was passed by this Court:-

“ Present: Mr. Vineet Chaudhary, Advocate for the petitioner.

Prayer in this petition under Section 438 Cr.P.C. is for
grant of anticipatory bail in case FIR No.55, dated 23.02.2023, under
Section 379 IPC, registered at Police Station Chand Hut, District Palwal
(Haryana).

It is contended by learned counsel for the petitioner that the
alleged theft of the motorcycle of the complainant took place on
19.02.2023 and on the same day, the accident took place, in which
petitioner was allegedly involved and it is the allegation that the petitioner
had stolen the motorcycle. However, learned counsel has pointed out that
FIR under Section 379 IPC regarding the theft was lodged on 23.02.2023
i.e. after four days of the theft; whereas FIR No.145 under Sections 279
and 337 regarding the accident was lodged on 25.02.2023 i.e. six days
after the accident. Learned counsel contends that the said delay in itself
would show false implication of the petitioner.

Notice of motion.
Mr. Randhir Singh, Addl. A.G., Haryana accepts notice on
behalf of the respondent-State. A copy of paper book be supplied to him
during the course of day.

Adjourned to 15.11.2023 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, learned State Counsel, on instructions from Inspector/SHO Dalbir, has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 21.08.2023 and is no longer required for further investigation.

[3] In view of the aforesaid, the order dated 21.08.2023, 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.

[4] Disposed of.

(DEEPAK GUPTA)
JUDGE

31.01.2024
'Rajneesh'

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