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4. During the course of hearing on 03.11.2023, following order was passed:

“Instant petition has been filed under Section 438, Cr.P.C., for grant of anticipatory bail in:-

<i>FIR No</i>	<i>Dated</i>	<i>Police Station</i>	<i>Section(s)</i>
<i>0282</i>	<i>19.09.2023</i>	<i>City Ratia, District Fatehabad.</i>	<i>380, 454, IPC, and Sections 34 & 411, IPC, were added, later on.</i>

Counsel for the petitioner contends that petitioner is working as a gold-smith and he has been named as an accused on the basis of disclosure statement of the co-accused. He submits that the allegation against the petitioner is that he had purchased 17 tolas of stolen silver jewellery. Counsel submits that petitioner was not aware that the jewellery was stolen property. He submits that although petitioner has been named as an accused in another FIR, but after trial, he has been acquitted.

Notice of motion.

On asking of the Court, Mr. Ramender Singh Chauhan, AAG, Haryana, accepts notice on behalf of the respondent-State. Upon instructions from ASI, Ajit Singh, he submits that the recovery of stolen articles is to be effected. Mr. Amit Choudhary, Advocate has put in appearance on behalf of the complainant and has filed Memorandum of Appearance, which is taken on record.

List on 15.01.2024.

Petitioner is directed to appear before the Investigating Officer on 22.11.2023 at 10.00 A.M. at Police Station City Ratia, District Fatehabad, and join the investigation and appear as and when called by the Investigating Officer. In the event of arrest, he shall be admitted to interim bail on

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furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. He shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

5. Keeping in view the respective submissions made by learned State counsel and considering the fact that the petitioner had already joined the investigation and is no more required for further investigation nor he is required for any custodial interrogation, interim bail granted vide order dated 03.11.2023 is hereby confirmed in the present FIR No.0282, dated 19.09.2023 under Sections 380 and 454 of IPC and Sections 34, 411 of IPC added later on (Annexure P-1), subject to conditions as envisaged under Section 438(2) Cr.P.C. Further, the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

6. The petition stands allowed.

7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)
JUDGE

30.01.2024
kanika

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |