

2024 : PHHC : 050966

212/1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.56544 of 2023

Date of decision: 16th April, 2024

Subhash Chander Shoor

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Arshit Goel, Advocate for the petitioner.

Mr. Navdeep Singh, Dy. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.83 dated 28.08.2023 under Sections 380/454/427/201 of the Indian Penal Code, 1860, registered at Police Station Division 5, District Commissionerate Jalandhar.

2. On 08.11.2023, while noticing the following submissions made by 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 submits that the petitioner has been falsely implicated in the case in hand on the basis of a vague apprehension by the complainant that he had broken the wall of his godown and committed

theft of goods amounting to ₹15-20 lakh. Learned counsel submits that the FIR is completely silent as to on which date the alleged theft took place much less there being any eyewitness to the occurrence in question.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 08.11.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Ranjit Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 08.11.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

April 16, 2024
rps

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