

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**Crl. Misc. No.M-24202 of 2015 (O&M)
Date of decision : 04.08.2015**

Rajesh and another

.....Petitioner

versus

State of Haryana

...Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Gourave Bhayya, Advocate
for the petitioners.

Mr. Amrik Narwal, DAG, Haryana.

--

ANITA CHAUDHRY, J (ORAL)

The petitioners are seeking regular bail in FIR No. 709 dated 20.12.2014, registered under Sections 467, 468, 420 IPC and Section 61/1/14 of the Punjab Excise Act at Police Station Dharuhera, District Rewari.

This is the second petition. The first petition was withdrawn on 09.03.2015.

The counsel for the petitioners contends that the petitioners are driver and cleaner and the allegations are that the truck was found to contain liquor and the bills which were presented, were fake and allegations are of cheating. It was urged that the police has been unable to arrest the owner and challan has been presented in March, 2015 and petitioners are ready to furnish local surety.

The allegations levelled by the police is that the driver and cleaner had represented that they were carrying powder bags but on verification, it was found that they were carrying 510 cases of different types of liquor and 96 cases of beer without any permit or license on forged bills. The truck driver and the cleaner were taken on police remand. The police has not been able to arrest the owner.

Challan has been presented. The trial would take time. The counsel for the petitioner had stated that the petitioners are residents of Rajasthan and were ready to furnish local surety. Without commenting on the merits of the case, the petition is allowed and the petitioners are directed to be released on bail on execution of adequate personal bonds and local surety to the satisfaction of trial Court.

(ANITA CHAUDHRY)
JUDGE

04.08.2015

Sunil