

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M No.42937 of 2014(O&M)

Date of Decision :09.01.2015

Sunny Masih

.....Petitioner

Versus

State of Punjab

..... Respondent

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CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

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Present : Ms.Ravinder Kaur Manaise, Advocate  
for the petitioner.

Mr.Deepak Garg, AAG, Punjab.

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- i. Whether Reporters of local papers may be allowed to see the judgment?
- ii. To be referred to the Reporters or not?
- iii. Whether the judgment should be reported in the Digest?

**AJAY TEWARI, J. (Oral)**

This is a petition for anticipatory bail filed in case bearing FIR No. 75 dated 11.10.2014, under Section 61 of the Punjab Excise Act, registered at Police Station Qila Lal Singh, Police Distt. Batala, Distt. Gurdaspur.

Learned counsel has argued that the petitioner was not arrested from the spot and actually alleged recovery has been planted because he was earlier involved in a case under the Excise Act and the police wanted to pad the numbers. Learned AAG has accepted that the petitioner was not arrested from the spot but states that on secret information his house was raided and 50 bottles of illicit liquor were seized.

Since the petitioner was not arrested from the spot and without commenting anything on the merits of the case, I do not deem it appropriate to deny bail to the present petitioner. In the circumstances, in the event of

his arrest, the petitioner shall be released on bail to the satisfaction of the investigating officer subject to the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

Since the main case has been decided, the Criminal Misc.Application, if any also stands disposed of.

**( AJAY TEWARI )  
JUDGE**

**January 09, 2015**

**sunita**