

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No.M-5977 of 2015

Date of decision:- April 07, 2015

Ravi and another

.....Petitioners...

Vs.

State of Punjab

....Respondent...

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. Karamjit Singh Mangat, Advocate,
for the petitioners.

Mr. J.S. Sekhon, AAG, Punjab.

JASPAL SINGH, J. (Oral)

This is a petition under Section 438 of the Code of Criminal Procedure preferred by Ravi and another-petitioners, seeking pre-arrest bail, feeling apprehension of their arrest, in case bearing FIR No. 355, dated 21.09.2014, under Section 61 of the Punjab Excise Act, 1914, registered at Police Station City, Tarn Taran, District Tarn Taran.

2. Allegations against petitioners are that raid was conducted by police party at the house of petitioners and on seeing police party, both of them succeeded in fleeing away from their house. However, search of house led to recovery of 308 bottles of country made foreign liquor of different brands, which were taken into possession by police.

3. In compliance of order dated February 23, 2015 passed

by a coordinate Bench of this Court, petitioners have already joined the investigation.

4. On instructions, from HC Harjinder Singh, learned State counsel submits that recovery has already been effected and petitioners are no more required for further interrogation.

5. Taking into consideration all these aspects, order dated February 23, 2015 is made absolute, subject to the following conditions prescribed under Section 438(2) Cr.P.C:-

- (i) *a condition that the petitioners shall make themselves available for interrogation by a police officer as and when required;*
- (ii) *a condition that the petitioners shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer;*
- (iii) *a condition that the petitioners shall not leave India without the previous permission of the Court.*

(JASPAL SINGH)
JUDGE

April 07, 2015
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