

CRM-M No.12715 of 2016

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

**C.R.M-M No.12715 of 2016  
Date of Decision : 26.07.2016**

Paramjeet Singh @ Babu

..... Petitioner

versus

State of Punjab

..... Respondent

**CORAM : HON'BLE MR.JUSTICE AJAY TEWARI**

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Present : Mr. Barjinder Singh, Advocate  
for Mr. Rakesh Gupta, Advocate  
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl.A.G., Punjab.

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

This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.17 dated 06.03.2016 registered under Sections 61, 1, 14 of the Excise Act, at P.S. Ghanaur, District Patiala.

On 12.04.2016 the following order was passed:-

*“Counsel would argue that even as per prosecution version, based on secret information a vehicle bearing registration No.HR-70-4131 was intercepted and heavy*

*recovery of country made liquor was effected.*

*It has been argued that the petitioner was not apprehended on the spot and as such, no recovery has been effected from him. Counsel submits that the vehicle in question is not in the ownership of the petitioner and furthermore, petitioner is not involved in any other case under the Excise Act.*

*Notice of motion, returnable for 26.07.2016.*

*In the meanwhile, petitioner is directed to appear before the Investigating Officer and to join investigation.*

*In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”*

Learned counsel for the petitioner states that pursuant to the order dated 12.04.2016 the petitioner has joined the investigation.

Learned Additional Advocate General on instructions from ASI Balbir Singh has accepted this fact and stated that the petitioner is no more required for custodial interrogation.

In the circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner in the present case. Ordered accordingly.

Resultantly, the interim order dated 12.04.2016 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

**July 26, 2016**  
*ashish*

**( AJAY TEWARI )**  
**JUDGE**

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No