

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

**C.R.M-M No.21589 of 2016
Date of Decision : 12.07.2016**

Jagdev Singh @ Jagga

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. B.S. Jatana, Advocate
for the petitioner.

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

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

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.45 dated

Police Station Sadar Mansa, District Mansa.

The allegation against the petitioner is that 38 cases of Mota Santra (liquor) was recovered from the car of the petitioner.

Learned counsel for the petitioner argues that apart from the merits of the case the fact of the matter is that the petitioner was not arrested from the spot and only one person was actually arrested from the spot.

Learned Additional Advocate General has accepted these factual assertions. However, she has argued that the petitioner succeeded in slipping away from the spot.

Be that as it may, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner.

Resultantly, the petition is allowed. In the event of arrest of the petitioner, he shall be released on bail by the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

The petitioner is directed to appear before the investigating officer on 25.07.2016 and on any other date as and when his presence is required. In case the petitioner does not appear before the investigating officer in the aforesaid manner the present petition would be deemed to

have been dismissed.

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

July 12, 2016
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(AJAY TEWARI)
JUDGE