

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

**CRL. MISC. No.M-26145 OF 2016 (O&M)**  
**DATE OF DECISION : 16<sup>th</sup> SEPTEMBER, 2016**

**Dharmender**

**.... Petitioner**

**Versus**

**State of Haryana**

**.... Respondent**

**CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI**

\* \* \* \*

Present : Mr. Bipan Ghai, Senior Advocate with  
Mr. Ram Kumar Saini, Advocate for petitioner.

Ms. Tanu Shree Gupta, DAG, Haryana.

\* \* \* \*

**A. B. CHAUDHARI, J. (ORAL)**

The petitioner has filed this petition under Section 438 Cr.P.C. seeking anticipatory bail in FIR No.753 dated 03.07.2016 registered under Sections 61/1/14 of Punjab Excise Act and Sections 420, 467, 468, 471 and 120-B IPC at Police Station Chandni Bagh, District Panipat.

Heard learned counsel for the rival parties.

It is not in dispute that the petitioner holds license for sale of liquor. However, the allegations of the prosecution are that the petitioner exceeded the limit of his license and misused the same by indulging in sale of liquor not meant for the area, so also he indulged in changing of hologram.

Learned counsel for the petitioner submits that this is first alleged offence committed by the petitioner. He further states that order dated 01.08.2016 has been complied with by the petitioner by appearing and furnishing bail bonds before the trial court.

Looking to the fact that this is first alleged offence committed by the petitioner and further fact that he is holder of license, I think the interim order dated 01.08.2016 should be confirmed. In the result the said order is made absolute.

Learned counsel for the petitioner undertakes on behalf of the petitioner that the petitioner would not indulge in similar type of offence in future.

Disposed of accordingly.

**16<sup>th</sup> SEPTEMBER, 2016**  
*'raj'*

**(A. B. CHAUDHARI)**  
**JUDGE**

|                            |     |     |
|----------------------------|-----|-----|
| Whether speaking/reasoned: | Yes | No  |
| Whether Reportable:        | Yes | No. |