

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

CRM-M-27012-2016 (O&M)

Date of decision : 20.10.2016

Mander Singh @ Kala

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

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

Ms. Harsimrat Rai, DAG, Punjab,
assisted by HC Satnam Singh.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks pre-arrest bail in FIR No.42 dated 24.07.2016, registered under Section 61 of the Punjab Excise Act, 1914, at P.S. Jhunir, Distt. Mansa.

Heard.

On 08.08.2016, the following order was passed:-

“This is petition under Section 438 of Code of Criminal Procedure for grant of anticipatory bail in FIR No.42 dated 24.07.2016 under Section 61 of the Punjab Excise Act, 1914 registered at Police Station Jhunir, District Mansa.

Learned counsel for the petitioner contends that the petitioner was not arrested from the spot. He is not involved in any other FIR.

Notice of motion for 20.10.2016.

Meanwhile, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-

- 1. That he shall make himself available for interrogation by a police officer as and when required;*
- 2. That he 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 him from disclosing such facts to the Court or to any police officer and;*
- 3. That he shall not leave India without prior permission of the Court.”*

Learned State counsel, on instructions, submits that in pursuance of the order passed by this Court, the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 08.08.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition stands allowed.

20.10.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No