

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

**Criminal Misc.No.M-36914 of 2016 (O&M)
Date of Decision : 06th December, 2016**

Gurpreet Singh and another

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Pardeep Kumar, Advocate
for Mr. Amandeep Singh Cheema, Advocate
for the petitioners.

Ms. Amarjit Kaur Khurana, Addl. A.G., Punjab
for the respondent(s)-State.

AJAY TEWARI, J. (Oral)

Petitioner has preferred the instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.62 dated 27.09.2016, registered at Police Station Joga, District Mansa, under Section 61 of the Punjab Excise Act, 1914.

On 18.10.2016, this Court, passed the following order:-

“Learned counsel states that in the present case the recovery was of 30 bottles of country made liquor from the co-accused and he has been named by the co-accused.

Notice of motion for 06.12.2016.

In the meantime, in the event of arrest of the petitioners they shall be released on interim bail by the investigating officer subject to the conditions envisaged under Section 438(2) Cr.P.C. However, they shall join investigation as and

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when their presence is required.”

Learned State counsel, on instructions from ASI Gurnaib Singh, has stated that the petitioners have joined the investigation and they are 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 petitioners in the present case.

Ordered accordingly.

Resultantly, the interim order dated 18.10.2016 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

Petition stands allowed.

(AJAY TEWARI)
JUDGE

06th December, 2016

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Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No