

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

CRM-M-38292-2016 (O&M)

Date of decision : 19.12.2016

Rajinder Kumar @ Lovely

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. D.S. Gandhi, Advocate,
for Mr. Vivek Salathia, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks pre-arrest bail in FIR No.153 dated 29.08.2016, registered under Section 61 of the Punjab Excise Act, 1914, at Police Station Sadar, Distt. Amritsar.

It is contended that the petitioner has been falsely implicated in the instant case. He is neither named in the FIR, nor arrested from the spot. He is not involved in any other case. He has joined the investigation in pursuance of the order passed by this Court.

Learned State counsel, on instructions, states that though, the petitioner has joined the investigation but he is not cooperating. The Aactiva scooter recovered from the spot is registered in the name of the wife of the petitioner.

Heard.

Keeping in view the fact that the petitioner has joined the

investigation, he is neither named in the FIR, nor arrested from the spot and is not involved in any other case, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 25.10.2016, 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.

However, nothing noticed hereinabove shall be construed as an expression of opinion of this Court, on the merits of the case.

19.12.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No