

Sr. No. 210

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No. M-42747 of 2015
Date of Decision: 04.02.2016

Ravi Kumar

...Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Inderjit Sharma, Advocate,
for the petitioner.

Mr. D.S.Virk, AAG, Punjab.

TEJINDER SINGH DHINDSA. J (ORAL)

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.110 dated 16.11.2015, under Section 61-1-14 of Punjab Excise Act, registered at Police Station Dinanagar Tehsil and District Gurdaspur.

While issuing notice of motion on 18.12.2015, this Court had granted ad interim protection as regards arrest subject to the petitioner joining investigation.

Learned State counsel would apprise the Court that the petitioner has since joined investigation.

Suffice it to observe that as per prosecution version, secret information had been received and Indica car had been

intercepted from which an alleged recovery of 320 bottles of illicit liquor (750 ml. each) were effected. State counsel would submit that during the investigation, it has been found that the car is in the ownership of the present petitioner.

Be that as it may, the petitioner was not apprehended on the spot and the allegations are that he managed to run away and escape.

It has gone undisputed that petitioner is not involved in any other case/precedents under the Excise Act.

Without making any observation on merits and keeping in view the fact that petitioner has joined investigation and the recovery having already been effected, he is held entitled to the concession of anticipatory bail.

Petition is allowed. Order dated 18.12.2015, passed by this Court, is made absolute.

Disposed of.

04.02.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**