

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

Sr. No.207

CRM-M No.1129 of 2017
Date of decision: 02.03.2017

Harpreet Singh and anotherPetitioners

versus

State of PunjabRespondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Amit Mehta, Advocate
for the petitioners.

Mr. Neeraj Yadav, AAG, Punjab.

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DEEPAK SIBAL, J. (Oral)

Through the present petition filed under Section 438 Cr.P.C., the petitioners seek anticipatory bail in FIR No.401 dated 16.12.2016, registered under Section 61 of Punjab Excise Act, 1914, at Police Station Barnala, District Barnala.

On 17.01.2017, while issuing notice of motion, this Court had granted ad-interim anticipatory bail to the petitioners to the satisfaction of the Arresting/Investigating officer subject to the condition prescribed under Section 438(2) Cr.P.C.

Seeking anticipatory bail for the petitioners, learned counsel for the petitioners submits that the petitioners have been falsely implicated in this case; no further recovery is required to be made from them and that under the interim orders of this Court not only they have joined the investigation but has fully cooperated with the Investigating Agency.

Learned State counsel, on instructions from HC Darshan Singh, admits that the petitioners have joined the investigation and states that at this stage are no longer required for further questioning.

In view of the above, the petition is allowed and the order dated 17.01.2017 granting ad-interim anticipatory bail to the petitioners is made absolute subject to the condition prescribed under Section 438(2) Cr.P.C.

Nothing observed herein above shall be considered to be an expression of opinion by this court on the merits of the case.

If during the pendency of the present petition, the petitioners are found indulging in any other criminal activity/misusing the concession of bail, it will be open to the State to move an appropriate application before the competent Court/this Court for cancellation of the granted anticipatory bail to the petitioners through this order.

(DEEPAK SIBAL)
JUDGE

March 02, 2017

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- (i) Whether speaking/reasoned Yes/No*
- (ii) Whether reportable Yes/No*