

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

**CRM NO. M-33101 OF 2017
DECIDED ON : 03.11.2017**

Gurnam Singh and another

...Petitioner

versus

State of Punjab

...Respondent

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Saransh, Advocate for
Mr. S. P. S. Sidhu, Advocate,
for the petitioners.

Mr. Sandeep Vermani, Addl. AG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking anticipatory bail in FIR No.5 dated 09.01.2017 under Section 61 of the Punjab Excise Act, registered at Police Station Sadar Ferozepur, District Ferozepur.

Learned counsel for the petitioners contends that although the allegations in the FIR are that 1.2 lac litres of Lahan was recovered from the open field near the river Satluj in tarpulines, but it is not possible that such a large quantity of Lahan could be recovered from an open field, as only 15-20 tarpuline sheets were allegedly found in the pit and therefore, the recovery is doubtful.

This Court, by the order dated 21.09.2017, had directed the petitioners to join investigation and in the event of their arrest, they were ordered to be released on ad-interim bail

to the satisfaction of Arresting/Investigating Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Paramjeet Singh, states that in pursuance to the order dated 21.09.2017, the petitioners have joined investigation and are not required for custodial interrogation.

In view of the above and without expressing any opinion on the merits of case, the order dated 21.09.2017 granting ad-interim bail to the petitioners, is hereby made absolute. However, the petitioners shall abide by the conditions envisaged under Section 438(2) Cr.P.C.

The petition stands disposed of accordingly.

(ANUPINDER SINGH GREWAL)
JUDGE

NOVEMBER 03, 2017

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Whether speaking/reasoned : YES/NO
Whether reportable : YES/NO