

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-45657-2017

Date of decision: 01.12.2017

Makhan Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

PRESENT: Mr. JS Moudgill, Advocate for the petitioner.

RAMENDRA JAIN, J. (ORAL)

1. Prayer in the instant petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail in case FIR No. 104 dated 08.11.2017 registered under Sections 279, 337 and 427 IPC ant Section 61 of the Punjab Excise Act at Police Station Sadar, Sunam, District Sangrur.

2. According to the prosecution, around 2.00 P.M. on 08.11.2017, the petitioner, while driving a car at a very high speed in a rash and negligent manner, initially, hit a corner of the house of Surinder Singh, on account of which his car rotated and then struck against complainant-Bhan Singh and thereafter, hit a electricity meter box. When the car stopped, it was found containing 9 boxes of country made liquor of Haryana.

3. Learned counsel *inter alia* contends that the petitioner was not apprehended at the spot. He has been falsely implicated in the instant case. Nothing has to be recovered from him.

4. The above allegations against the petitioner which are serious

in nature dis-entitles him for grant of anticipatory bail, because the source of country made liquor and where it was to be delivered/sold has to be interrogated from the petitioner for which his custodial interrogation is necessary.

5. Dismissed.

December 01, 2017
rishu

(RAMENDRA JAIN)
JUDGE

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