

CRM-M-21566-2018

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

CRM-M-21566-2018

Date of Decision:13.09.2018

Pritam Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Baljinder Singh Singhvi, Advocate,
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

INDERJIT SINGH, J. (Oral)

Learned counsel for the petitioner submits that in compliance of order dated 10.09.2018, costs of ₹2,500/- has been deposited with the Punjab State Legal Services Authority vide receipt dated 11.09.2018. The receipt dated 11.09.2018 is taken on record.

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.53 dated 23.04.2018, registered at Police Station Laddowal, District Ludhiana, under Section 61 (i) (a) of the Punjab Excise Act, 1914.

Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

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I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

As per the allegations in the FIR, three persons were on the motor-cycle. The present petitioner is alleged to have run away from the spot and other two were apprehended. Recovery of 30 bottles of illicit liquor was effected.

The petitioner has already joined the investigation. He is not required for custodial interrogation. Recovery has already been effected.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find that no useful purpose will be served by sending the petitioner to custody. Therefore, finding merit in the present petition, the same is allowed. It is ordered that in the event of arrest, the petitioner be released on bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

13.09.2018
parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No