

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

**CRM-M-30305-2018
Date of decision:17.09.2018**

Sanjeev Kumar

....Petitioner

Versus

The State of Punjab

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. G.S. Sandhu, Advocate for
Mr. Harpreet Singh Rakhra, Advocate
for the petitioner.

Ms. Ruchika Sabherwal, AAG, Punjab.

GURVINDER SINGH GILL, J. (ORAL)

The petitioner seeks grant of anticipatory bail in respect of
FIR No.9 dated 1.7.2018 under Sections 61, 1, 14 of Excise Act, Police
Station Majri, District SAS Nagar, Mohali.

It is the case of prosecution that upon receipt of a secret
information to the effect that the petitioner indulges in selling liquor in
the State of Punjab after procuring the same from Chandigarh at low
prices, a raid was conducted by the police, but somehow the petitioner
managed to escape after leaving his Scorpio Car at the spot from which
50 boxes containing 12 bottles of liquor each make 'Santra' were
recovered.

Notice of this petition was issued to the respondent-State.

The petitioner had been directed to appear before the

Investigating Officer vide order dated 20.07.2018.

Today learned State counsel upon instructions from HC Parwinder Kumar has informed that the petitioner has joined investigation on 27.07.2018.

Bearing in mind the facts and circumstances of the case and especially that the petitioner was not arrested at the spot and that he has since joined investigation, I do not find that it is a case of custodial interrogation. Accordingly the petition is accepted and the interim directions issued vide dated 20.07.2018 by this Court are hereby made absolute subject to the condition that the petitioner would appear before Investigating Officer as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

The petition is accepted in the above mentioned terms.

**(GURVINDER SINGH GILL)
JUDGE**

17.09.2018
Gaurav Sorot

Whether reasoned / speaking? **Yes / No**

Whether reportable? **Yes / No**