

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-38069-2017(O&M)

Date of Decision: 20.02.2018

Hari Singh

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. K.S. Dhaliwal, Advocate for the petitioner.

Mr. S.S. Sandhu, A.A.G., Punjab.

TEJINDER SINGH DHINDSA.J (Oral)

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for the grant of anticipatory bail to the petitioner in case F.I.R. No.136 dated 24.7.2017 under sections 61/1/14 of Punjab Excise Act, registered at Police Station, Bhawanigarh, District Sangrur.

On 10.10.2017, while issuing notice of motion, the following order was passed by this Court:-

“It is inter alia contended that the recovery, if any, has already been effected and nothing is to be recovered from the petitioner and that similarly placed co-accused/non-applicants have already been granted this relief by the Court below vide orders dated 07.08.2017.

Notice of motion for 20.02.2018.

Meanwhile, in the event of arrest, the petitioner shall be released on interim bail to the satisfaction of arresting/investigating officer. The petitioner shall, however, join the investigation as and when called for and shall also abide by the conditions specified under Section

438(2) Cr.P.C.”

Learned State counsel upon instructions from HC Satwant Singh would apprise the Court that the petitioner has since joined investigation.

It has also not been controverted that similarly placed co-accused have been granted concession of anticipatory bail by this Court.

In the considered view of this Court, custodial interrogation of the petitioner, as such, would not be warranted. Accordingly, the present petition is allowed. The order dated 10.10.2017, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

20.02.2018

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