IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

208

CRM-M-40413-2018

Date of Decision:21.09.2018

Harpreet Singh @ Haria **.....Petitioner**

Versus

State of Punjab **.....Respondent**

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: **Mr. Munish Raj Chaudhary, Advocate,**
for the petitioner.

Mr. Surinder Pal Singh Tinna, Addl. A.G., Punjab.

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HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in case FIR No.370 dated 29.08.2018 under Section 61 of Punjab Excise Act, 1914, registered at Police Station City Barnala, District Barnala.

The allegation in the FIR is that petitioner along with other co-accused is indulged in selling liquor from Haryana to the Territory of Punjab and 22 boxes were recovered from the possession of co-accused Amandeep Singh @ Amna, but the petitioner managed to escape when the police-party recovered the above boxes and arrested the co-accused.

Learned counsel for the petitioner has argued that the petitioner has been falsely implicated in the case. No independent witness was examined in the case.

On the other hand, learned State Counsel on instructions from

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High Court Chandigarh

ASI Dharam Pal states that in addition to the present case, the petitioner is involved in four other cases of similar nature. He further states that by smuggling illegal liquor, he is causing loss to State Exchequer on account of excise duty as well.

I have heard learned counsel for the parties.

Considering the fact that the petitioner is also involved in four other cases, which are under the Punjab Excise Act, this Court finds that the petitioner is repeatedly indulged in smuggling of liquor. The recovered quantity comes to 264 bottles being sold without any licence. Therefore, no ground to grant anticipatory bail is made out.

Dismissed.

September 21, 2018 **(HARI PAL VERMA)**
seema **JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No

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