

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-40898 of 2018
Date of Decision: 21.09.2018

Dinesh Batta

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Jaswinder Singh, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

SURINDER GUPTA, J.(Oral)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.61 dated 23.08.2018 registered for the offence punishable under Section 61 of The Punjab Excise Act, 1914, at Police Station Badali Ala Singh, District Fatehgarh Sahib.

Heard.

As per case of prosecution, recovery of 420 bottles of country made liquor for sale in Chandigarh was made from possession of the petitioner by the police of Police Station Badali Ala Singh, District Fatehgarh Sahib. The petitioner was arrested on 23.08.2018.

Keeping in view the fact that recovery has been effected from the petitioner and completion of investigation, then presentation of challan and conclusion of trial will take considerably long time, the present petition is allowed. Petitioner-Dinesh Batta is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of concerned

trial Court/Chief Judicial Magistrate/Duty Magistrate, subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the Court.

September 21, 2018
jk

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No