

**CRM-M-41673-2018 and
CRM-M-44334-2018**

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

Date of Decision: 10.10.2018

1. CRM-M-41673-2018

Ramesh Singh alias Harmesh Singh alias Meshi

... Petitioner

Versus

State of Punjab

... Respondent

AND

2. CRM-M-44334-2018

Baljinder Singh alias Sett

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Anupam Gupta, Advocate,
for the petitioner in CRM-M-41673-2018.

Mr. Rawat Singh Sidhu, Advocate,
for the petitioner in CRM-M-44334-2018.

Ms. Monika Jalota, DAG, Punjab.

INDERJIT SINGH, J. (Oral)

This order shall dispose of CRM-M-41673-2018, filed by
petitioner-Ramesh Singh alias Harmesh Singh alias Meshi and CRM-M-
44334-2018, filed by petitioner-Baljinder Singh alias Sett, under Section

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438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.58 dated 28.07.2018, registered at Police Station Joga, District Mansa, under Section 61 of the Punjab Excise Act, 1914.

Notice of motion was issued in both these petitions. Learned State counsel put in appearance on behalf of the respondent-State and contested these petitions.

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

From the record, I find that FIR, in the present case, has been registered on the basis of secret information. As per the prosecution version, 25 boxes of countrymade liquor, each box containing 12 bottles, were recovered from the dicky of a car which was being driven by co-accused Rinku Singh, who ran away from the spot. However, co-accused Jatinder Singh was apprehended at the spot. The allegation against the present petitioners is that they had alighted from the car before the recovery effected.

In pursuance of the interim orders dated 20.09.2018 passed in CRM-M-41673-2018 and 06.10.2018 passed in CRM-M-44334-2018 by this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. Therefore, no useful purpose will be served by sending them to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without

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expressing any opinion on the merits of the case, I find merit in both these petitions and the same are allowed. The orders dated 20.09.2018 passed in CRM-M-41673-2018 and 06.10.2018 passed in CRM-M-44334-2018, granting interim bail to the petitioners, are made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

10.10.2018
parveen kumar

(INDERJIT SINGH)
JUDGE

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