

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

CRM-M-42233-2018

Date of Decision: 11.10.2018

Sukhdev Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Mr. V.K. Gupta, Advocate
for the petitioner.

Mr. Nikhil K. Chopra, Addl. A.G. Punjab.

P.B. BAJANTHRI J. (Oral)

In the instant petition, petitioner has sought for anticipatory bail under the provision of Section 438 of Cr.P.C in case FIR No.204 dated 10.09.2018 registered under Sections 61 & 78 of Punjab Excise Act, 1914 at Police Station City Faridkot, District Faridkot.

2. Learned counsel for the petitioner submitted that recovery of the liquor has already been effected by the police. There is no necessity of custodial interrogation. Therefore, he is entitled for anticipatory bail.

3. From the perusal of para-4 of the petition, it is evident that petitioner was already involved in four cases wherein he has been acquitted in three cases and one case is pending in respect of offence under Sections 379, 411, 420, 465 IPC. Even though present case is relating to the offence under Excise Act but at the same time one cannot over look the antecedents of the petitioner with reference to the aforesaid cases. Moreover, the police has to verify certain fact i.e. From where the petitioner purchase liquor etc. Thus, petitioner has not made out a case for anticipatory bail.

4. Accordingly, petition stands dismissed. Petitioner is at liberty to make application for regular bail before the trial Court. If such application is made, it may be considered.

11.10.2018
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No