

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-52771-2018 (O&M)

Date of decision: 10.12.2018

Ramesh Kumar

.....Petitioner

versus

State of Punjab

....Respondent

CORAM: Hon'ble Mr. Justice Kuldip Singh

Present: Mr. Peeush Gagneja, Advocate
for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

Kuldip Singh, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.69 dated 06.05.2018 under Section 61 of the Punjab Excise Act, 1914 (1 of 1914), registered at Police Station Lambi, District Sri Muktsar Sahib.

Heard.

Two persons were allegedly smuggling 288 bottles of country made liquor from Haryana to Punjab. When the police stopped the car, one person ran away from the spot.

Learned counsel for the petitioner contends that recovery has been effected from the car that belongs to the co-accused. Nothing is required to be recovered from the petitioner, therefore, he should be enlarged on anticipatory bail. On behalf of the State, it is pleaded that police want to

enquire from the petitioner about his previous smuggling activities.

I am of the view that it is a case of smuggling of liquor from one State to another. The petitioner might not have done it first time, therefore, his custodial interrogation is necessary. No ground is made out to grant anticipatory bail to the petitioner.

Accordingly, the present petition is dismissed.

(KULDIP SINGH)
JUDGE

10.12.2018
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Whether speaking/ reasoned:	Yes
Whether Reportable:	No