

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

**CRM-M-5920-2018 (O&M)
Date of decision: 12.02.2018**

Satish Chhabra

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Sanjay Vashisth, Advocate
for the petitioner.

ARVIND SINGH SANGWAN, J.

Prayer in this petition is for transit anticipatory bail to the petitioner to enable him to approach the competent Court of law at District Vaishali, State of Bihar in FIR No.14 dated 16.01.2018 under Sections 420, 467, 468, 120-B IPC and Sections 30(A), 32 (2) and 41 (1) of The Bihar Prohibition and Excise Act, 2016, registered at Police Station Vaishali, Sub Division Sadar, District Vaishali (Bihar) for illegal possession of liquor recovered from 3 vehicles in the State of Bihar as it is a prohibited State.

Counsel for the petitioner submits that the petitioner is working on the post of General Manager in M/s Saraya Distillery (a unit of Saraya Industries Ltd.) having corporate office at 309, D-2, Southern Park, Saket Place, New Delhi and a bottling plant at Chandigarh for wholesale

distributors (L-1) for the State of Punjab, Haryana and Himachal Pradesh. Counsel for the petitioner further submits that the petitioner being the General Manager, has been assigned the job of distribution of various brands of liquor for supply to the wholesale distributors (L-1), as per the norms of the Excise Department of the concerned State and after supply reaches to the wholesale distributors (L-1), the same is sent to the liquor vends by the said wholesale distributors. It is further submitted that after one Gagan Sharma was arrested and on his disclosure statement, the name of the petitioner as well as one Harpreet Gulati surfaced in the aforesaid FIR. Counsel for the petitioner has further submitted that the petitioner is ready to file an appropriate application for anticipatory bail before the District Courts at Vaishali, State of Bihar and his arrest may be stayed to enable him to file appropriate application for anticipatory bail. It is further submitted that petitioner came to know about the FIR from a news item dated 04.02.2018.

Notice of motion.

On asking of the Court, Mr. Himmat Singh, DAG, Haryana accepts notice on behalf of respondent No.1 and Mr. M.S. Nagra, AAG, Punjab accepts notice on behalf of respondent No.2 and have no serious objection to the prayer made above.

After hearing learned counsel for the parties, considering the fact that the petitioner is General Manager (Sales) in M/s Saraya Distillery (a unit of Saraya Industries Ltd.) for distribution of liquor, for the State of Punjab, Haryana and Himachal Pradesh, this petition is disposed of with a direction that arrest of the petitioner shall remain stayed till 26.02.2018 to

enable him to file an appropriate application for anticipatory bail before the District Courts at Vaishali.

12.02.2018
vishnu

[ARVIND SINGH SANGWAN]
JUDGE

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