

Sr. No.210

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

CRM No. M-8261 of 2018 (O&M)

Date of Decision: 06.04.2018

Kartik @ Kannu

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Subhash Kumar, Advocate,
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of pre arrest bail in case FIR No.09 dated 16.01.2018, under Section 61 of the Punjab Excise Act 1914 and Section 420 of IPC, registered at Police Station Division No.1, District Police Commissionerate Jalandhar.

While issuing notice of motion, the following order was passed by this Court on 27.02.2018:-

“Petitioner seeks concession of pre arrest bail in case FIR No.09 dated 16.01.2018, under Section 61 of the Punjab Excise Act 1914 and Section 420 of IPC, registered at Police Station Division No.1, District Police Commissionerate Jalandhar.

Counsel would submit that the alleged recovery was effected from a Tata vehicle based on secret information. The vehicle is not in the ownership of the petitioner. Further contended that there was no basis

for the police authorities to have identified the present petitioner and who as per allegations is alleged to have run away from the spot.

Notice of motion, returnable for 06.04.2018.

In the meanwhile, petitioner is directed to appear before Investigating Officer and to join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”

State counsel upon instructions from ASI Resham Singh, Police Station Division No.1, Jalandhar apprises the Court that petitioner has since joined investigation.

In view of the above, prayer made in the petition is accepted.

Order dated 27.02.2018, passed by this Court is made absolute.

Disposed of.

06.04.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes
No