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

CRM-M No.8442 of 2018
Date of Decision: 27.03.2018

Deepi

....Petitioner

Vs

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Sumeet Puri, Advocate,
for the petitioner.

Mr. Sandeep Kumar, D.A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

On 12.03.2018, following order was passed by this
Court:-

*“Petitioner and his co-accused Ravi were
occupants of the car. They allegedly fled away
from the spot. The petitioner was identified by
PHG Abdul Sitar. Petitioner is registered
owner of the car from where country made
liquor in bulk was recovered.*

*Learned State counsel on instructions
from ASI Kashmir Singh submits that the
petitioner was involved in one more case*

under Excise Act in the year 2015.

Let FIR of the said case be brought on record.

Adjourned to 27.03.2018.

Till the next date of hearing, petitioner may not be arrested.”

Learned counsel for the petitioner submits that the petitioner along with Ravi Singh filed joint application for grant of anticipatory bail before the court of Sessions. Ravi Singh was granted anticipatory bail, however, prayer qua the petitioner was declined solely on the ground that he was the registered owner of the car from which country made liquor was recovered. Ravi Singh also allegedly fled away from the spot on seeing police party. Petitioner was identified by PHG Abdul Sitar who remained posted in Police Station City Sangrur for 04 years and due to his long stay, he knew the accused-petitioner. Moreover, Abdul Sitar is resident of the same village as of Ravi Singh.

In one more case under Excise Act, challan has not been presented despite the fact that FIR was registered in the year 2015.

Learned State counsel on instructions from ASI Kashmir Singh submits that necessary permission is being sought from District Magistrate.

At this stage, without embarking upon merits of the case, this petition is allowed and the petitioner is directed to appear before the Investigating Officer on 02.04.2018. In the event of his arrest, he would be enlarged on anticipatory bail subject to the following conditions:-

1. That he shall make himself available for interrogation by a Police Officer as and when required;
2. That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any Police Officer and;
3. That he shall not leave India without prior permission of the Court.

27.03.2018

 *jyoti***(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No