

CRM-M-54754-2018

Date of decision : 17.12.2018

Krishan Singh

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr.KBS Mann, Advocate for the petitioner.,

Mr.C.L.Pawar, Sr.DAG, Punjab.

RAJ SHEKHAR ATTRI, J. (ORAL)

This is a petition for regular bail filed by the petitioner in case FIR No.241 dated 03.11.2018, under sections 61/78 of Excise Act,1914, registered at Police Station Sangat, District Bathinda.

The allegations levelled against the petitioner are that he was found having in his possession 30 boxes of Indian made liquor of make *Shehnai* and 5 boxes of Indian made liquor of make *First Choice*, each box containing 12 bottles manufactured in the State of Haryana, without any licence or permit.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case and recovery is planted upon him. Nothing is to be recovered from him. The petitioner is in custody since 03.11.2018 and completion of trial will take long time.

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Learned State counsel has not disputed the factual position.

Heard.

Without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long time, the present petition is allowed. Petitioner Krishan Singh is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of concerned trial Court/Chief Judicial Magistrate/Duty Magistrate, subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the Court.

(RAJ SHEKHAR ATTRI)
JUDGE

17.12.2018
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No