

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

**CRM-M No. 1709 of 2019
Date of Decision:-22.02.2019**

George Masih

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Ms. Usha Rani, Advocate for
Mr. Ritesh Pandey, Advocate
for the petitioner.

Mr. Harsimar Singh Sitta, AAG, Punjab.

MANOJ BAJAJ J.(Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No. 40 dated 09.05.2017, under Section 61 of the Punjab Excise Act, 1914, registered at Police Station Fatehgarh Churian, Batala, District Batala.

On 24.1.2019, this Court had passed the following order :-

“Learned counsel for the petitioner contends that the occurrence took place on 09.5.2017 and he remained in the village throughout till 01.5.2018 when he left India. He returned on 03.12.2018. It is contended that the petitioner has been falsely implicated in this case.

Adjourned to 22.2.2019.

Meanwhile, the petitioner shall join the

investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Learned counsel for the petitioner contends that in pursuance of the order dated 24.1.2019, the petitioner has joined the investigation.

Learned State counsel on instructions of HC Surinder Kumar submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 24.1.2019, is made absolute.

The petition stands allowed.

February 22, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No