

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

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**CRM-M No.3222 of 2019.
Date of Decision: 27.02.2019.**

Gagandeep Singh alias Gagan

...Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. D.S. Virk, Advocate, for the petitioner.

Mr. Prabhjot Singh Walia, Assistant Advocate General, Punjab.

Shekher Dhawan, J.

Present petition under Section 439 of the Criminal Procedure Code has been filed for grant of regular bail to the petitioner in case F.I.R. No.287 dated 25.12.2018 under Sections 61, 78 of the Punjab Excise Act, 1914 and Section 473 of the Indian Penal Code, registered at Police Station Sangat, District Bathinda.

Learned counsel representing the petitioner contended that the petitioner was allegedly found to be in possession of 35 boxes of liquor Shehnai and 24 boxes of liquor Malta. He is in custody since 25.12.2018. Trial of the case still to take some more time, no useful purpose would be served by detaining the petitioner behind the bar, so he be released on bail.

Learned State counsel opposed the prayer for bail on the ground that the petitioner was found to be in possession of huge quantity of liquor and he is habitual offender, so the present petition be dismissed.

Having considered the submissions made by learned counsel for the petitioner and the fact that the petitioner is in custody since 25.12.2018, the offence being triable by the Magistrate, trial of the case still to take some more time and no useful purpose would be served by detaining the petitioner behind the bar any more, the present petition is allowed. Petitioner-Gagandeep Singh alias Gagan is ordered to be admitted to regular bail on his furnishing adequate bail bond and surety bond to the satisfaction of concerned learned trial Judge/ Chief Judicial Magistrate/ Duty Magistrate.

(SHEKHER DHAWAN)
JUDGE

27.02.2019

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No