

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

**CRM-M No.5023 of 2019 (O&M)
Date of Decision: 27.03.2019**

Jagtar Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Rajvinder Singh Bains, Advocate for the petitioner.

Mr. C.L.Pawar, Senior Deputy Advocate General, Punjab
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.0001 dated 02.01.2019, under Section 61 of the Punjab Excise Act, 1914, registered at Police Station Sadar, Bathinda.

This Court, on the previous date of hearing i.e. 25.02.2019, passed the following order:-

“ It is contended that recovery of the alleged contraband (440 boxes of country made liquor) has already been effected from five persons namely Deepak Kumar @ Deepu, Harjinder Singh @ Binder, Subhash Chander @ Dholu, Paramjit Singh @ Joga and Sukha Singh @ Meena from the bus No.RJ-13PA-4817.

Learned State counsel seeks more time to apprise the Court about the pendency of the criminal cases against the petitioner.

On his request, adjourned to 27.03.2019 for further consideration.

In the meanwhile, the petitioner is directed to join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer shall admit him to interim bail till the next date of hearing on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C. ”

It is contended by learned Counsel for the petitioner that in pursuance of the above order, petitioner has joined the investigation and his custodial interrogation is no longer required.

The aforesaid factual position is duly acknowledged by learned State Counsel, on instructions from H.C. Gurdeep Singh.

In view of above, interim order dated 25.02.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C. and the present petition stands disposed off.

It is made clear that the petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

The observations may not be considered as an expression of opinion on the merits of the case.

March 27, 2019

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(MAHABIR SINGH SINDHU)
JUDGE

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