

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

**CRM-M No.6361 of 2019 (O&M)
Date of Decision: 11.03.2019**

Jaspal Singh

..... Petitioner

Versus

State of Punjab

..... Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- None 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 pre-arrest bail to the petitioner in case FIR No.116 dated 28.07.2018, under Section 61 of the Punjab Excise Act, registered at Police Station Sadar Jalalabad, District Fazilka.

This Court, on 11.02.2019, passed the following order:-

“ Contends that recovery of the alleged contraband i.e. 38 boxes of liquor has already been effected from co-accused Vickram Dhawan @ Vicky and petitioner is ready to join the investigation.

Adjourned to 11.03.2019 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 would admit him to interim bail in the present case 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. ”

Today, learned State Counsel, on instructions from ASI Judge Singh, submits that petitioner has joined the investigation in terms of order dated 11.02.2019 and his custodial interrogation is no longer required.

In view of above, interim order dated 11.02.2019 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 11, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>No</i>