

206 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.9413 of 2019 (O&M)
Date of decision : 08.03.2019

Sukhpal Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. A.S.Brar, Advocate
for the petitioner.

Ms.Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This is a petition for grant of anticipatory bail to the petitioner under Section 438 Cr.P.C. in case FIR No.9 dated 02.02.2019 registered under Section 61 of the Punjab Excise Act, 1914 at Police Station Budhlada, District Mansa.

The allegations against the petitioner are that the police had received an information that the petitioner was distilling illicit lahan. His house was raided and 150 kg of illicit lahan was recovered from the spot. However he ran away from the spot.

Learned counsel for the petitioner has argued that it is very difficult to believe that the petitioner is more than 50 years old and could escape from the spot in the presence of an organized police raid and his

antecedents are absolutely clean.

Learned Deputy Advocate General on instructions from ASI Darshan Singh states that his antecedents are clean.

In the circumstances, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner. Resultantly, the petition is allowed. In the event of arrest of the petitioner, he shall be released on bail to the satisfaction of the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

The petitioner is directed to appear before the investigating officer on 18.03.2019 and on any other date as and when his presence is required.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

08.03.2019

Pooja sharma-I

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No