

S.No.210

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

CRM-M-16668 of 2019 (O&M)

Date of Decision:15.07.2019

Jashandeep Singh alias Jassi

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Amardeep Singh Mann, Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No.0053 dated 10.03.2019 registered under Sections 61/01/14 of the Punjab Excise Act, 1914 at Police Station Sadar Mansa, District Mansa.

Learned counsel for the petitioner submits that the case against the petitioner is totally concocted. The recovery of the alleged illicit liquor has been wrongly planted against the petitioner. Nothing was recovered from the house of the petitioner. Otherwise also, story of the Police is totally improbable because in the presence of four police persons, the petitioner could not have escaped from his house, in the manner, as stated by the Police. It is also submitted that there is no other case against the petitioner.

On the other hand, it is submitted by learned State Counsel that there has been heavy recovery of 96 bottles of illicit liquor from the house of the petitioner. However, on seeing the Police, the petitioner had run away from the house. It is further submitted that the recovery was effected in the

presence of Chowkidar of the Village. However, it is not disputed that there is no other case against the petitioner.

In view of the above, it is ordered that in case of his arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

The petition is disposed of.

July 15, 2019	(RAJBIR SEHRAWAT)
renu	JUDGE
Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No