

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

**CRM-M No. 17874 of 2019
Date of Decision:-22.10.2019**

Yadwinder Singh @ Yadu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- None for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ J.(Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.73 dated 29.3.2019, under Section 61 of Punjab Excise Act, 1914, registered at Police Station Bhawanigarh, District Sangrur. The petitioner apprehend his arrest at the hands of Police in the above FIR.

This Court vide order dated 24.5.2019, while issuing notice of motion to the respondent-State, granted interim protection to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner contends that the petitioner Yadwinder Singh was not present at the spot when the alleged recovery was effected by the Police. It is pointed out that illicit liquor was recovered from the possession of Hem Raj and the petitioner was indicted on the basis of disclosure statement suffered by

him.

Notice of motion for 22.10.2019.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Learned State counsel who is assisted by ASI Azad submits that the petitioner has joined the investigation. Learned counsel on instructions from ASI Azad further states that the petitioner is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 24.5.2019 is made absolute.

October 22, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No