

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-18760-2019

Date of decision: 03.05.2019

Mohan Lal

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. B.S. Toor, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.114 dated 03.12.2018 under Section 61 of Punjab Excise Act, 1914, registered at Police Station Bhadson Patiala, District Patiala.

Learned counsel for the petitioner submits that as per allegations in the FIR, 150 boxes of liquor meant for sale in Haryana were recovered from a tempo and the petitioner was following that vehicle in a separate car. It is further submitted that the petitioner was not arrested at the spot and on the basis of disclosure statement of co-accused Vijay Kumar, he was nominated in the FIR. Learned counsel further submits that as per the custody certificate dated 03.05.2019, the petitioner is in custody for the last 01 month and 04 days and is not involved in any other case.

Learned State counsel, on instructions from ASI Sukhpal Chand,

has not disputed the aforesaid factual position.

Without commenting anything further on merits of the case, considering the aforesaid submissions made by learned counsel for the petitioner, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bond to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

03.05.2019
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No