

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

**CRM-M No.20531 of 2019 (O&M)
Date of Decision: 29.07.2019**

Satish Kumar

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- None for the petitioner.

A.S.I. Vijay Kumar for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.0062 dated 31.03.2019 (**P-1**), under Sections 61-1-14 (*wrongly mentioned as 16-1-2014 in the head note*) of the Excise Act and Section 420 of the Indian Penal Code, 1860, registered at Police Station Sadar Ambala, District Ambala.

This Court, while issuing notice of motion on 06.05.2019 in the main petition, passed the following order:-

“ Contends that recovery of the alleged contraband i.e. 300 cartons of country made liquor has already been effected from co-accused. Further contends that there is no other criminal case pending against the petitioner.

Notice of motion for 29.07.2019.

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, A.S.I. Vijay Kumar, who is present in the Court, submits that petitioner has joined the investigation in terms of order dated 06.05.2019 and his custodial interrogation is not required.

In view of above, interim order dated 06.05.2019 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.

July 29, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

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