

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

**CRM-M No.45295 of 2018 (O&M)
Date of Decision : 06.02.2019**

Amritpal Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Sumeet Puri, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

AJAY TEWARI, J. (Oral)

This is a petition for grant of pre-arrest bail to the petitioner under Section 438 Cr.P.C. in case FIR No.77 dated 07.08.2018 registered under Section 61 of Punjab Excise Act, 1914 at Police Station Moonak, District Sangrur.

On 12.10.2018 the following order was passed:-

“It has been submitted that the liquor was recovered from co-accused Kuldeep Singh. It is also claimed that the petitioner is not the owner of the car and he has no concern with the car in-question or the country-made liquor.

Notice of motion for 06.02.2019.

In the meanwhile, the petitioner is directed to surrender before the Arresting/Investigating Officer within seven days. On doing so, he shall be released on interim bail, subject to his

furnishing bonds to the satisfaction of Arresting/Investigating Officer. However, he shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C. failing which he shall lose the benefit of interim bail allowed to him.”

Learned State counsel on instructions from H.C. Boota Singh accepts the fact that the petitioner has joined the investigation and is no more required for custodial interrogation.

In these circumstances, I do not deem it appropriate to deny anticipatory bail to the petitioner.

Resultantly, the petition is allowed. The interim order dated 12.10.2018 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

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

06.02.2019
pooja sharma-I

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No