

Sr. No.208

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

CRM-M-47631-2018(O&M)
Date of decision:13.11.2019

Manbir Singh and others

.....Petitioners

versus

State of Punjab

.....Respondent

Coram: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Veneet Sharma, Advocate
for the petitioners.

Mr. K.K.Bheniwala, Add.AG, Punjab.

Anupinder Singh Grewal, J(Oral)

Petitioners are seeking anticipatory bail in FIR No.261 dated 03.09.2018, under Sections 61, 61-A and 63 of the Punjab Excise Act, 1914, registered at Police Station Phillaur, Jalandhar Rural, District Jalandhar.

The case of the prosecution is that the petitioners were travelling in Mahindra XUV vehicle bearing registration No.PB-08-CN-2859 for the purpose of escorting tempo traveler vehicle driven by other co-accused for the purpose of informing the occupants of tempo traveler before hand in case there is any checking on the road as the tempo traveler was stated to be carrying some chemicals used for making spurious liquor.

Learned counsel for the petitioners contends that the allegations against the petitioners are that 'country-made liquor' was recovered from them.

A coordinate Bench of this Court, by the order dated 29.10.2018, had directed the petitioners to appear before the

Investigating/Arresting Officer and join the investigation and in the event of their arrest, they were to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Vijay Kumar, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioners and the petitioners having joined investigation and not required for custodial interrogation, the order dated 29.10.2018 granting interim bail to the petitioners is made absolute. However, the petitioners shall abide by the conditions stipulated under Section 438(2) Cr.P.C. They shall also join investigation as and when called upon to do so.

The petition stands disposed of.

13th November, 2019
Shivani Kaushik

[Anupinder Singh Grewal]
JUDGE

Whether speaking/reasoned *Yes/No*

Whether Reportable *Yes/No*