

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

**CRM-M No.48002 of 2018 (O&M)
Date of Decision: 14.01.2019**

Manoj Kumar

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Peeush Gagneja, Advocate for the petitioner.

Mr. C.L.Pawar, Sr. Deputy Advocate General, Punjab
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition under Section 438 Cr.P.C. has been filed for grant of anticipatory bail to the petitioner in case FIR No.32 dated 28.04.2018, under Section 61 of the Punjab Excise Act-1914 (1 of 1914), registered at Police Station City-2 Abohar, District Fazilka.

On the previous date of hearing i.e. 30.10.2018, this Court passed the following order:-

“ It is contended by the learned counsel for the petitioner that recovery of the alleged liquor has already been effected and moreover, the petitioner is only an employee of the contractor.

Notice of motion for 14.01.2019.

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 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, learned State Counsel, on instructions from ASI Sahib Singh, submits that petitioner has joined the investigation in terms of order dated 30.10.2018 and his custodial interrogation is no longer required.

In view of above, interim order dated 30.10.2018 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C. and the present petition stands disposed off.

January 14, 2019

Gagan

(MAHABIR SINGH SINDHU)
JUDGE

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