

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

**CRM-M-23102-2019
Date of decision: 27.05.2019**

Gursewak Singh @ Vicky & another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. J. S. Walia, Advocate
for the petitioners.

Mr. M. S. Nagra, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioners pray for grant of anticipatory bail in FIR No. 79 dated 24.04.2019 registered under Sections 61 and 78 of the Punjab Excise Act, 1914 at Police Station Canal Colony, District Bathinda.

The operative part of the order dated 20.05.2019, vide which the petitioners have been granted interim bail, is reproduced below:

“Counsel for the petitioner has submitted that as per the allegations in the FIR, which is registered on the basis of a secret information, the recovery of liquor was effected from 03 of the coaccused of the petitioner namely Gagan Kumar, Sahil Kumar and Nikhil Garg. It is further submitted that though the petitioners were named in the FIR, however, they were not arrested at the spot and the recovery already stands effected.

Notice of motion for 27.05.2019.”

Learned counsel for the petitioners submits that the petitioners, in pursuance to the order dated 20.05.2019, have already appeared before

the SHO/Investigating Officer and have joined the investigation.

Learned counsel for the State, on instructions from ASI Jarnail Singh, has not disputed the factual position and submits that the petitioners have joined the investigation and are no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioners, vide order dated 20.05.2019, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

27.05.2019

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No