

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

**CRM-M No. 50741 of 2018
Date of Decision:-25.02.2019**

Savtantra Rai Bhandari

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Dinesh Mahajan, Advocate
for the petitioner.

Mr. Bhupender Beniwal, AAG, Punjab.

MANOJ BAJAJ J.(Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No. 49 dated 02.11.2018, under Section 61 of the Punjab Excise Act, 1914, registered at Police Station Sadar, District Pathankot.

On 19.11.2018, this Court had passed the following order :-

“Learned counsel for the petitioner contends that the petitioner has recently completed his studies and the vehicle bearing registration No.PB-06-F-8422 as mentioned in secret information does not belong to him. It is further argued that because of party faction in the village, the petitioner has been indited in this case falsely.

Notice of motion for 19.12.2018.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Learned counsel for the petitioner contends that in pursuance of the order dated 19.11.2018, the petitioner has joined the investigation.

Learned State counsel on instructions of ASI Gobind Parshad submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 19.11.2018, is made absolute.

The petition stands allowed.

February 25, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No