

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

**CRM-M No. 23729 of 2019
Date of Decision:-17.10.2019**

Jamna Bayee @ Jaggo Bayee

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- None for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ J.(Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.94 dated 18.4.2019, under Section 61/1/14 of Punjab Excise Act, 2014, (later on Sections 353, 186 and 225-A IPC vide DDR No.22 dated 18.4.2019) added), registered at Police Station Sardulgarh, District Mansa. The petitioner apprehended his arrest at the hands of Police in the above FIR.

This Court, on 23.5.2019, while issuing notice of motion to the respondent-State, extended interim protection to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner contends that the FIR is based on a secret information that Rajwinder

Singh is engaged in distilling illicit liquor along with his mother. It is pointed out that 4 police officials, who raided the residence of Rajwinder Singh could not allegedly apprehend the petitioner. It is further pointed out that the petitioner is not involved in any other case and custodial interrogation of the petitioner may not be necessary in the given facts.

Notice of motion for 17.10.2019.

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

There is written request for adjournment, moved on behalf of learned counsel for the petitioner.

Learned State counsel who is assisted by ASI Akhtar submits that the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 23.5.2019 is made absolute.

October 17, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No