

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

239

Criminal Misc. No.M-23648 of 2019

Date of decision : 15.07.2019

Anil Kumar @ Sonu

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

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

Mr. Dhruv Dayal, DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking anticipatory bail in FIR No. 47 dated 03.05.2019, under Section 61 of the Punjab Excise Act, 1914, registered at Police Station Basti Bawa Khel, District Jalandhar.

Learned counsel for the petitioner contends that the allegations against the petitioner in the FIR are that 168 bottles of country made liquor were recovered from an old house allegedly belonging to the petitioner. He, however, contends that the said house does not belong to the petitioner and the instant FIR is the outcome of an altercation of the petitioner with the police officials two days prior to the lodging of the FIR. He has referred to the CD, which has been annexed as Annexure P3.

This Court, by the order dated 23.05.2019, had directed the petitioner to appear before the Investigating/Arresting Officer and join the investigation and in the event of his arrest, he was 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 Balwinder Singh, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and keeping in view the fact that the petitioner has joined investigation, the order dated 23.05.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

July 15, 2019

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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No

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