

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

**CRM-M No.32011 of 2019 (O&M)
Date of Decision: 31.10.2019**

Bikkar Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Rohit Kumar, Advocate for the petitioner.

Mr. V.G.Jauhar, Sr. DAG, Punjab for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case bearing FIR No.44 dated 27.06.2019, under Sections 61/78 of the Punjab Excise Act, 1914, registered at Police Station Kotfatta, District Bathinda.

This Court, while issuing notice of motion on 30.09.2019, passed the following order:-

“ Contends that recovery of alleged contraband i.e. 15 bags each containing 2 boxes of country made liquor make Shehanai, has already been effected from Car bearing Registration No.PB-03BC8100.

Notice of motion for 31.10.2019.

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. ”

Contends that in terms of above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from ASI Ajaib Singh, has acknowledged that in terms of order dated 30.09.2019, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 30.09.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

Disposed off accordingly.

October 31, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

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