

CRM-M-33045-2019

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

**CRM-M-33045-2019 (O & M)
Date of Decision: 16.08.2019**

Pawan Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Ms. Benti Kaur, Advocate for
Mr. Kawaljyot Singh, Advocate,
for the petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

INDERJIT SINGH, J. (Oral)

CRM-23936-2019

Allowed as prayed for, subject to all just exceptions.

Annexures P-1 to P-3 are taken on record.

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Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in a case FIR No.81 dated 29.05.2019, under Section 61 of the Punjab Excise Act, 1914, registered at Police Station Baghapurana, District Moga.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as

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learned State counsel and gone through the record.

From the record, I find that as per the FIR, 540 boxes containing bottles of liquor, which were brought from Haryana for the purpose of sale in Punjab at a higher rate, were recovered from co-accused. The petitioner has been named in the present case on the basis of disclosure statement and 35 boxes containing bottles of liquor are stated to have been recovered from him. Recovery has already been effected.

The petitioner is in custody since 04.06.2019. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹40,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

16.08.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned : Yes
Whether reportable : No