

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

CRM-M-34488-2019
Date of decision: 05.12.2019

Surinder Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. G. S. Virk, Advocate
for the petitioner.

Mr. Jagmohan Ghuman, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 0157 dated 06.08.2019 registered under Section 61 of the Punjab Excise Act, 1914 at Police Station City South, District Moga.

The operative part of the order dated 26.08.2019, vide which the petitioner has been granted interim bail, is reproduced below:

“Counsel for the petitioner has submitted that the petitioner is an old man and as per the allegations in the FIR, on seeing the police party, he ran away from the spot. It is further submitted that the recovery has already been effected from the son of the petitioner and he has been falsely implicated in the present FIR.

Notice of motion for 05.12.2019.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 26.08.2019, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from SI

Amandeep Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 26.08.2019, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

05.12.2019
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No