

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

274

**CRM-M-38619-2019(O&M)
Date of Order:08.11.2019**

KARAJ SINGH

..Petitioner

Versus

THE STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Rajesh Bhatheja, Advocate
for the petitioner.

Mr. Hittan Nehra, Addl. A.G., Punjab

ANIL KSHETARPAL, J(Oral)

On 11.09.2019, following order was passed:-

“Petitioner prays for grant of anticipatory bail in FIR No.29 dated 10.07.2019 registered under Section 61 of the Punjab Excise Act at Police Station Fatehgarh Panjtoor, District Moga.

Learned counsel for the petitioner contends that the petitioner was not arrested at the spot and he has been falsely implicated. He further submits that another case registered against the petitioner at Delhi, as referred in the order passed by the learned Additional Session Judge, Moga has resulted in imposition of fine as total recovery from the petitioner was 8.5 kg of Poppy Straw which was not commercial quantity.

Notice of motion.

On asking of the Court, Mr. Bhupender Beniwal, AAG, Punjab accepts notice on behalf of State of Punjab and seeks time to get instructions.

Adjourned to 06.11.2019.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner

shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from the Investigating Officer, who is present in Court, has submitted that the petitioner in this case has joined the investigation, cooperated and is not required for further custodial interrogation.

In view thereof, interim order dated 11.09.2019 passed by this Court is made absolute.

Accordingly, the present petition is allowed.

November 08, 2019
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No