

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

CRM-M-40083 of 2019

Date of Decision: 22.10.2019

Meeti Ram

....Petitioner

Versus

State of Punjab

...Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. B.S. Bhalla, Advocate
for the petitioner.

Mr. Harpreet Singh Multani, AAG, Punjab.

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 438 Cr.P.C.
seeking pre arrest bail in case FIR No.187 dated 30.07.2019, under
Section 61/1/14 of the Punjab Excise Act, 1914 registered at Police
Station City Moga, District Moga.

On 19.09.2019 while issuing notice of motion the
following order was passed by this Court:

“Contents that recovery of alleged contraband i.e. 150
cases of country made liquor has already been effected
from coaccused, Sagar and Avtar Singh.

Notice of motion for 21.10.2019.

To be heard along with CRM M-35966 of 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”

It is contended by learned counsel for the petitioner that

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

Learned State counsel on instructions from ASI Gurdev Singh has acknowledged the above factual position and stated that the custodial interrogation of the petitioner is no longer required in the present case.

In view of the above, order dated 19.09.2019 is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off.

However, it is made clear that above observations may not be construed as an expression of opinion on the merit of the case pending before learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

October 22, 2019

rashmi

Whether speaking/reasoned
Whether reportable?

Yes/no
Yes/no