

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

Sr. No.247

CRM-M-43339-2019

DECIDED ON: November 16, 2019

TULLI

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Ritesh Pandey, Advocate, for the petitioner.

Mr. N.K. Banka, DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking regular bail in FIR No.91, dated 02.09.2019, under Sections 307, 323, 427, 34 IPC and Section 61 of the Punjab Excise Act, 1914 (Section 353, 186, 332 IPC added later on), registered at Police Station Division No.2, Pathankot Distt. Pathankot.

Learned counsel for the petitioner contends that allegations against the petitioner are that 175 cartons of Indian made foreign liquor were recovered from a canter wherein two persons were travelling and both of them were arrested at the spot. The allegations against the petitioner are that he was travelling in a car which was following the canter and it did not stop when signaled to do so by the police officials and sped away after hitting the motorcycle of the police officials. The petitioner has been arraigned as an accused as he is suspected to be one of the occupants of the car which had fled away. He also contends that the petitioner has been

falsely implicated and in the MLR of the two police officials, there is no visible injury and they have been complaining only of pain. The petitioner is not involved in any other case. He is in custody for over 2 months since his arrest on 2.09.2019. He also contends that the similarly situated co-accused Ajit Singh @ Jatt granted bail in CRM-M-42730-2019 on 15.10.2019.

Heard.

In view of the submissions of the learned counsel for the petitioner, especially when the petitioner is in custody for 2 months, he is not involved in any other case and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

November 16, 2019

Raman

**(ANUPINDER SINGH GREWAL)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No