

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

**CRM-M No.47010 of 2019 (O&M)
Date of Decision: 04.12.2019**

Surjeet Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Kamal Narula, Advocate for the petitioner.

Mr. Harpreet Singh Multani, AAG, Punjab
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in case bearing FIR No.69 dated 25.05.2019, under Section 61 of the Excise Act, 1914, registered at Police Station Vairoke, District Fazilka.

This Court, while issuing notice of motion on 04.11.2019, passed the following order:-

“ Paper book reveals that recovery of alleged contraband i.e. 200 litre Lahan has already been effected from the petitioner on 25.05.2019.

Notice of motion for 04.12.2019.

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. ”

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

Learned State Counsel, on instructions from A.S.I. Des Singh, has acknowledged that in terms of order dated 04.11.2019, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 04.11.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

Disposed off accordingly.

December 04, 2019

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(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>