

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

**CRM-M No.47450 of 2019 (O&M)
Date of Decision: 17.12.2019**

Sukha Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Rajesh Bhatheja, 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.206 dated 23.09.2019, under Section 61 of the Punjab Excise Act, 1914, registered at Police Station City South, District Moga.

This Court, while issuing notice of motion on 07.11.2019, passed the following order:-

“ *Contends that recovery of alleged contraband i.e. 48 bottles of liquor has already been affected from co-accused Mukha Singh.*

Notice of motion for 05.12.2019.

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 H.C. Buta Singh, has acknowledged that in terms of order dated 07.11.2019, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 07.11.2019 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 17, 2019

Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No