

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

CRM-M No.50051 of 2019 (O&M)
DATE OF DECISION : 2ND DECEMBER, 2019

Sanjeet @ Bhola

.... Petitioners

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

* * * *

Present : Mr. Atul Pratap Dhankhar, Advocate for the petitioner.
 Mr. Chetan Sharma, AAG, Haryana.

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RAJBIR SEHRAWAT, J. (Oral)

The present petition has been filed by the petitioners under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.333 Dated 22.08.2019 registered under Sections 420, 467, 468, 471, 120-B IPC and Section 61 of the Excise Act, 1959 at Police Station Sadar Rohtak, District Rohtak.

It is contended by counsel for the petitioner that the case against the petitioner is concocted. Even otherwise, the petitioner is alleged to be the driver of the vehicle, the registration certificate of which was, allegedly, found to be fake and in which illicit liquor was, allegedly, being transported. However, the vehicle in question and the consignment of illicit liquor, being carried in the said vehicle, stands recovered by the police. The petitioner is in custody since 22.08.2019. Still further it is contended that charge has been framed in this case. Therefore, the petitioner is not required for investigation purpose. Hence, the petitioner deserves to be released on bail pending trial.

On the other hand, learned State Counsel, on instructions, submits that huge consignment of illicit liquor has been recovered from the petitioner, besides the fake registration certificate of the vehicle. However, it is not disputed that the petitioner is in custody since 22.08.2019 and that the charge has been framed. It has also not been disputed that the liquor, allegedly recovered in the vehicle, was manufactured by one N. V. Distilleries in Punjab, however, none from the said distillery has been joined as accused in this case.

In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to his furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

2nd DECEMBER, 2019
‘raj’

(RAJBIR SEHRAWAT)
JUDGE

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