

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

CRM-M No.3130 of 2020

Date of decision: 03.02.2020

Kaka Singh @ Kahsmir Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Mohit Sadana, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 01 dated 02.01.2020 registered under Section 61/1/14 of the Punjab Excise Act, 1914 at Police Station Moonak, District Sangrur.

Counsel for the petitioner has argued that as per the allegations in the FIR, which was registered on the basis of secret information, the petitioner bringing liquor meant for sale in Chandigarh to Punjab. On receiving such information, the police conducted a raid and recovered 264 bottles of liquor in the absence of the petitioner, who was not arrested at the spot. It is further submitted that at present, the petitioner is not facing any such or similar trial.

Counsel for the State, on instructions from Manjit Bhardwaj, has not disputed the factual position but opposed the prayer for bail on the ground that the petitioner was released on probation in one other FIR pertaining to 2014.

Without commenting anything on merits of the case,

considering the fact that the petitioner is not facing any such or similar trial, this petition is disposed of and the petitioner is directed to appear before the Investigating Officer within a period of 10 days from today to join investigation and he shall be released on interim bail on furnishing bail/surety bonds subject to the following conditions:-

- 1. He shall make himself available for interrogation by a police officer as and when required;*
- 2. He shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and*
- 3. He shall not leave India without previous permission of the Court.*

However, it will be open for the Investigating Officer to call the petitioner by issuing an advance notice in writing for the purpose of joining the investigation.

(ARVIND SINGH SANGWAN)
JUDGE

03.02.2020
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No