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

CRM-M No. 12113 of 2020

Date of Decision: 14.07.2020

Surmukh Singh

-Petitioner

Vs

The State of Punjab

-Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Harmanpreet Singh, Advocate,
for the petitioner.

Mr. H.S. Sullar, D.A.G., Punjab.

RAJ MOHAN SINGH, J. (Oral)

Petitioner seeks grant of anticipatory bail in case bearing FIR No.54 dated 05.04.2020, registered under Section 61(1) of Punjab Excise Act, 1914 and under Section 188 of Indian Penal Code, 1860 at Police Station Sadar Pathankot, District Pathankot.

On 11.05.2020, following order was passed by this

Court:-

“The case has been taken up for hearing through video-conferencing.

Learned counsel for the petitioner contends that the alleged recovery of 72 bottles of liquor is from a car and the police has not verified about the registered owner of the car. Co-accused namely Gurpreet Singh has been granted interim bail by the High Court in CRM-M No.12003 of 2020 titled 'Gurpreet Singh Vs. State of Punjab'.

Notice of motion for 14.07.2020.

In the meanwhile, arrest of the petitioner shall remain stayed till the next date of hearing before this Court.”

Learned counsel for the petitioner states that the petitioner is not the registered owner of the car in question.

Learned State counsel on instructions from ASI Hem Raj states that in pursuance of aforesaid order, petitioner has joined the investigation and is no more required in further investigation of the case.

In view of above, this petition is allowed. Petitioner is directed to appear before the SHO/Investigating Officer to join

investigation on 18.07.2020 and on his appearance, he shall be released on anticipatory bail on his furnishing bail bonds/surety bonds to the satisfaction of SHO/Investigating Agency subject to the following conditions as envisaged under Section 438(2)

Cr.P.C.:-

- i) that the petitioner shall make himself available for interrogation before the Investigating Officer as and when required;
- ii) that the petitioner 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;
- iii) that the petitioner shall not leave the country, without prior permission of the Court and shall surrender his passport, if any.

July 14, 2020

Jyoti Sharma

(RAJ MOHAN SINGH)
JUDGE

- 1. Whether speaking/reasoned : Yes/No
- 2. Whether reportable : Yes/No