

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

**CRM-M No.17409 of 2020 (O&M)  
Date of Decision: 21.08.2020**

Kimat Singh and others

..... Petitioners

*Versus*

State of Punjab

..... Respondent

**CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present:- Mr. Naveen Sharma, Advocate for the petitioners.

Mr. Ramdeep Partap Singh, DAG, Punjab  
for the respondent.

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**MAHABIR SINGH SINDHU, J. (Oral)**

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioners in FIR No.106 dated 13.06.2020, under Sections 61, 78(2) of the Punjab Excise Act, 1914 and Sections 188, 269 of the Indian Penal Code, 1860, registered at Police Station Sadar Patiala, District Patiala.

This Court, while issuing notice of motion on 03.07.2020, passed the following order:-

“ *Inter alia contends that recovery of 305 boxes of liquor has already been effected.*

*Notice of motion for 21.08.2020.*

*In the meanwhile, the petitioners are directed to join the investigation before the Investigating Officer. In the event of their arrest, the Arresting Officer would admit them to interim bail in the present case till the next date of hearing on their furnishing adequate bail and surety bonds to his satisfaction. The petitioners are 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, petitioners have joined the investigation.

                  Learned State Counsel, on instructions from A.S.I. Sarabjit Singh, has acknowledged that in terms of order dated 03.07.2020, petitioners have joined the investigation and their custodial interrogation is not required.

                  In view of above, interim order dated 03.07.2020 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

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

                  Disposed off accordingly.

**August 21, 2020**  
Gagan

**( MAHABIR SINGH SINDHU )**  
**JUDGE**

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