

S.No.110

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

CRM-M-18537 of 2020 (O&M)

Date of Decision:14.07.2020

Jagjeevan Singh @ Jugga

.....Petitioner

Vs.

State of Punjab

.....Respondent

=====

IN VIRTUAL COURT

=====

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Gurvinder Singh Sidhu, Advocate for the petitioner.

Rajbir Sehrawat, J.(Oral)

The present petition has been filed by the petitioner under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No.83 dated 23.05.2020 registered under Section 61 of the Punjab Excise Act, 1914 at Police Station Nathana, District Bathinda.

It is contended by counsel for the petitioner that the case against the petitioner is false and fabricated. Nothing has been recovered from the petitioner or in his presence. The alleged recovery from the house of the petitioner is fabricated. It is further submitted that in any case, the recovery already stood effected and nothing more is to be recovered.

Notice of motion.

Mr. Sidakmeet Sandhu, AAG, Punjab, accepts notice on behalf of the State.

Learned State Counsel, on instructions from ASI Navyugdeep Singh, has submitted that recovery of 300 litres of lahan has been effected from the house of the petitioner. However, the petitioner had run away on seeing the Police. However, learned State Counsel has not disputed the fact

that recovery has already been effected and nothing more is required to be recovered in this regard.

In view of the above submissions, but without commenting upon merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of his arrest, the petitioner shall be released on bail subject to his furnishing bail bonds/ surety bonds to the satisfaction of Arresting/ Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

July 14, 2020
renu

(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No