

203 (3)

**IN THE PUNJB AND HARYANA HIGH COURT AT
CHANDIGARH**

CRM-M-20808-2020
Date of decision: 13.10.2020

AMRISH AND ANOTHER

...Petitioner

VERSUS

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Dharambir Bhargav, Advocate for petitioners.
Mr. V.G. Jauhar, Sr. DAG, Punjab.

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to petitioner, in FIR No.174 dated 21.06.2020, under Section 61/1/14 Punjab Excise Act, 1914 (Sections 420, 465, 467, 468, 471, 201 of the Indian Penal Code, 1860 added later on), registered at Police Station Bhawanigarh, District Sangrur.

On 29.07.2020, while granting interim relief, Coordinate Bench of this Court has passed the following order:-

“The matter has been taken up through Video-conferencing on account of outbreak of pandemic COVID-19.

Since the connected matter CRM-M-19158-2020 is listed before this Court for 18.8.2020, list this matter along with the same.

Since it has been claimed that co-accused in CRM-M19158-2020 has been allowed interim bail, till next date, no coercive means shall be adopted against the petitioners. However, it is made clear that this would not be construed as bestowing upon the petitioners any right to join the investigation.”

Learned State counsel, on instructions from police official ASI Gyan Singh, has stated that in terms of order dated 29.07.2020, petitioners have joined investigation and their custodial interrogation is not required.

In view of the above, order dated 29.07.2020 granting interim bail to petitioners, is made absolute, subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

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

The above observations may not be construed as an expression of opinion on merits of the case.

13 October, 2020
rajender

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned : Yes/No.
Whether reportable : Yes/No.