

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

**CRM-M No.22338 of 2020 (O&M)
Date of Decision: 02.11.2020**

Sukha Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Mikhail Kad, Advocate for the petitioner.

Mr. V.G.Jauhar, Sr. DAG, Punjab for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in FIR No.9 dated 12.01.2020, under Section 61 of the Excise Act, 1914, registered at Police Station Longowal, District Sangrur.

This Court, while issuing notice of motion on 11.08.2020, passed the following order:-

“ Inter alia contends that the recovery of contraband i.e. 36 bottles of illicit liquor has already been effected from the co-accused Babbu Singh and petitioner is ready to join the investigation.

Notice of motion for 02.11.2020.

In the meanwhile, the petitioner will join the investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail till the next date of hearing on his furnishing adequate bail

and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C. ”

Contentends that in terms of the above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from A.S.I. Prem Singh, has acknowledged that in terms of order dated 11.08.2020, petitioner has joined the investigation and his custodial interrogation is not required.

In view of above, interim order dated 11.08.2020 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

It is also made clear that petitioner 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; rather confined only to decide the present bail matter.

Disposed off accordingly.

November 2nd, 2020

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**(MAHABIR SINGH SINDHU)
JUDGE**

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