

Sr. No.101

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

CRM-M-22987-2020 (O&M)

Date of Decision: 02.09.2020

Amarjit Singh @ Mandi

...Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. A.S.Khinda, Advocate,
for the petitioner.

Mr. Sidakmeet Sandhu, AAG, Punjab.

ARUN MONGA, J. (ORAL)

Petitioner is seeking anticipatory bail in case FIR No.167 dated 11.07.2020 under Section 61 of the Punjab Excise Act, 1914, registered at Police Station Tanda, District Hoshiarpur.

2. Per FIR, on 11.07.2020, while on patrolling, a police party managed to apprehend co-accused on suspicion and recovered the huge quantity of illicit liquor from the vehicle but petitioner ran away from the spot.

3. Learned counsel for the petitioner contends that petitioner has been falsely implicated in the present case. He was not present at the spot. He further submits that co-accused namely Kulwant Singh @ Pappa has already been granted bail by the learned Sessions Court. He submits that even otherwise, petitioner is ready to join investigation.

4. Learned State counsel opposes the bail plea on the ground that petitioner seems to be a habitual offender and his custodial investigation is

required to unearth the *modus operandi* of his smuggling of illicit liquor. He further submits that in the present case, huge quantity of illicit liquor was seized which includes 15000 bottles and 57 drums of liquor. He further submits that during interregnum of present FIR in question, petitioner has been found involved in another FIR bearing No.203 dated 22.08.2020 under Section 61 of the Excise Act, Thana Kotwali, which only shows that if any concession is granted to the petitioner, he is likely to continue in the similar activities.

5. I have heard learned counsel for the petitioner and learned State counsel.

6. Keeping in view the seriousness of offence in the present FIR and his repeat suspected involvement soon thereafter in another FIR, petitioner is not entitled to concession of bail.

7. Dismissed.

September 2nd 2020
vandana

(ARUN MONGA)
JUDGE

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