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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 24346 of 2020 (O&M)
Decided on: 26.11.2020

Manga Masih

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Sachin Ohri, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.155 dated 08.07.2020, registered under Sections 61 of the Punjab Excise Act, 1914 at Police Station Dhariwal, District Gurdaspur.

The operative part of the order dated 26.08.2020, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...Inter alia submits that the story put-forth in the FIR does not inspire confidence. Recovery was allegedly effected from the nearby sugar-cane fields while the petitioner ran away. An accused in a hurry to escape could not be expected to throw nine cans of illicit liquor in the fields after picking them from his car. The petitioner has been falsely implicated only because, he is an accused in other similar cases.

Notice of motion.

Mr. Ramdeep Pratap Singh, DAG, Punjab, accepts

CASE HEARD THROUGH VIDEO CONFERENCING

notice on behalf of the respondent-State and waives service.

Adjourned to 26.11.2020....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 26.08.2020, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from ASI Harbhajan, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation. It is further submitted that challan stands presented.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 26.08.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

**(ARVIND SINGH SANGWAN)
JUDGE**

26.11.2020
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Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No