

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-24449 of 2020  
DECIDED ON: 7<sup>th</sup> DECEMBER, 2020

Surjan Singh @ Laddi

.....PETITIONER

VERSUS

State of Punjab

.....RESPONDENT

**CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.**

Present: Mr. D.N. Ganeriwala, Advocate for the petitioner.

Ms. Samina Dhir, DAG, Punjab

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**AVNEESH JHINGAN, J (ORAL)**

The matter is taken up for hearing through video conference due to COVID-19 situation.

This is a petition seeking anticipatory.

On 26.8.2020, the following order was passed:

*"Case is being taken up for hearing through video conferencing.*

*This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No. 163 dated 11.8.2020 under Sections 61/78 of the Excise Act, 1914 registered at Police Station Talwandi Sabo, District Bathinda.*

*Learned counsel for the petitioner submits that on the basis of secret information, police barricades were laid but even then the petitioner could not be arrested on the spot. He further submits that the alleged recovery from the car, which is not owned by the petitioner, is 23 bottles of country made liquor 'malta'.*

*Notice of motion.*

*On the asking of the Court, Mr. P.S.Walia, AAG, Punjab accepts notice on behalf of the State. He has pointed out that on seeing the police party, the petitioner ran away from the spot after leaving the vehicle.*

*In the present case, the petitioner is not the owner of the car in question and no other case is pending against him.*

*Adjourned to 07.12.2020.*

*Meanwhile, petitioner is directed to join the investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure."*

Learned counsel for the petitioner submits that the petitioner has joined investigation.

Learned State counsel on instructions from ASI Gurdas Singh submits that petitioner has joined the investigation and no custodial interrogation is required.

In view of the above, the interim bail granted to the petitioner on 26.8.2020 is made absolute.

The petition stands disposed of.

**(AVNEESH JHINGAN)**  
**JUDGE**

**7<sup>th</sup> DECEMBER, 2020**

*reema*

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|----------------------------------|---------------|
| <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| <i>Whether reportable</i>        | <i>Yes/No</i> |