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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.25583 of 2020 (O&M)

Date of decision: 02.09.2020

Sandeep Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. A.K. Khunger, Advocate
for the petitioner.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.0284 dated 16.08.2020 registered under Section 61/1/14 of the Excise Act, 1914, at Police Station Sadar Fazilka, District Fazilka.

Counsel for the petitioner has argued that as per the allegations in the FIR, the police party during patrol, came to know that a distilling unit of illicit liquor is working in the open field and thereafter, the FIR was registered and a raid was conducted and 05 bottles of illicit liquor and the working distilling unit along with 18 Kgs of Lahan was recovered. It is further submitted that the recovery was made from the open field and not from any premises, which could be in possession of the property and the petitioner is not the owner of the land as per the revenue record.

Notice of motion.

Mr. Joginder Pal Ratra, DAG, Punjab, who is appearing through video conferencing accepts notice on behalf of respondent –

CASE HEARD THROUGH VIDEO CONFERENCING

State.

Counsel for the State has submitted that the land is in the name of the father of the petitioner. It is also submitted that the petitioner is not involved in any other case as per the information received from the Investigating Officer.

After hearing the counsel for the parties and considering the submissions made by them, this petition is allowed and the petitioner is directed to appear before the Investigating Officer within a period of 10 days from today, to join investigation and he shall be released on interim bail subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

02.09.2020
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No