

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

CRM-M-25918-2020

Date of decision:24.11.2020

Balwinder Singh

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Deepinder Brar, Advocate for the petitioner.

Mr. Mehardeep Singh Dullat, Addl. A.G., Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks anticipatory bail in case bearing FIR No.90 dated 07.08.2020, registered at Police Station Nandgarh, Bathinda, District Bathinda, under Section 61 of the Punjab Excise Act, 1914.

On 03.09.2020, a Coordinate Bench of this Court passed the following order:-

“Learned counsel contends that the alleged lahan was recovered from an open place, accessible to all. Further reliance has been placed upon the order dated 28.08.2020 passed in CRM-M-24924-2020 whereby co-accused was extended the concession of interim pre-arrest bail.

Notice of motion for 24.11.2020.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.

To be heard along with CRM-M-24924-2020”

Learned counsel for the petitioner submits that pursuant to the

order dated 03.09.2020 passed by a Coordinate Bench of this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Mehnga Singh, submits that the petitioner has joined the investigation and he is not required for any further investigation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 03.09.2020 passed by a Coordinate Bench of this Court granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

24.11.2020

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(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No