

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-25885-2020 (O & M)
Date of Decision: October 28, 2020**

PAWAN KUMAR

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Prateek Pandit, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.61 dated 03.06.2018, under Sections 420, 120-B IPC and Section 61/1/14 of the Punjab Excise Act, 1914, registered at Police Station Talwandi Chaudhrian, District Kapurthala.

Learned counsel for the petitioner submits that concededly the licence to run the vend, adjacent to the premises from where the recovery has allegedly been made, was issued in favour of Sumitra Devi Group of Talwandi Chaudhrian. The petitioner was neither a proprietor nor an employee of the said firm. The recovery was caused from the premises of one Sarup Singh and there exists nothing to indicate that the petitioner had either taken the said premises on lease or rent from him. The petitioner was neither apprehended at the spot nor anything was recovered from his person.

A coordinate Bench of this Court, by the order dated 03.09.2020, had directed the petitioner to appear before the Investigating Officer and join

the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Harjinder Singh, states that the petitioner has joined investigation.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation, the order dated 03.09.2020 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. He shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

October 28, 2020
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No