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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.27192 of 2020 (O&M)

Date of decision: 10.09.2020

Kulwant Singh and another

....Petitioners

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Tarun Sharma, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.128 dated 05.08.2020 registered under Section 61 of the Punjab Excise Act, 1914 at Police Station Kulgari, District Ferozepur.

Counsel for the petitioners has argued that as per the allegations in the FIR, the police on receiving a secret information that the petitioners, who are father and son, are in the business of preparing and selling illicit liquor, conducted a raid and 25 litres of Lahan with a working still along with 7½ bottles were recovered from the house of the petitioners. It is further submitted that the recovery has already been effected and the petitioners are not involved in any other case, however, this fact is disputed by counsel for the State as it is stated that petitioner No.1 – Kulwant Singh is involved in two more previous FIRs registered under the Excise Act and the recovery including a working still, which was used for preparation of illicit Lahan, was effected from the house of

CASE HEARD THROUGH VIDEO CONFERENCING

the petitioners.

It is not disputed that the petitioners were living in the same house from where the recovery has been effected and they were actively involved in preparation of illicit liquor in the said house.

After hearing the counsel for the parties, considering the fact that petitioner No.1 is involved in other FIRs of similar nature and both the petitioners were residing in the same house from where the recovery has been effected, I find no ground to grant the concession of bail to the petitioners.

Dismissed.

(ARVIND SINGH SANGWAN)
JUDGE

10.09.2020

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No