

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

CRM-M-29251-2020 (O&M)

Date of decision : 30.09.2020

Kapil Arora

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Amrainder Singh, Advocate for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ANIL KSHETARPAL, J. (ORAL)

The petitioner prays for grant of pre-arrest bail in a criminal case arising from FIR No.0457 dated 07.09.2020 (Annexure P-1) registered under Section 1, 14 and 61 of The Punjab Excise Act 1914 (Haryana Amendment Bill, 2020), & Section 15 A (3) of Haryana Excise Act 2020 and subsequently added Section 120-B of the Indian Penal Code, 1860 at Police Station Sector-7 District Faridabad.

As per the case of prosecution, Rijol was apprehended with 45 boxes of country made liquor. On his disclosure statement, the petitioner is sought to be indicted as an accused.

Learned counsel for the petitioner contends that the petitioner is a licensed liquor vendor and sought to be falsely implicated merely on the basis of a disclosure statement of co-accused, which is not admissible in

evidence.

Sh. Chetan Sharma, AAG, Haryana, has pointed out that the petitioner is a habitual offender as previously, he has been convicted under the Punjab Excise Act for having committed similar offence. There are other cases pending against the petitioner including one under the Immoral Traffic (Prevention) Act, 1956.

In view thereof, there is no ground to grant pre arrest bail to the petitioner.

Accordingly, the present petition is dismissed.

All the pending miscellaneous applications, if any, are disposed of, in view of the abovesaid judgment.

30.09.2020

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- **Yes/No**

Whether reportable:- **Yes/No**