

201-2

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.32594 of 2020

Date of Decision: 16.11.2020

MAKHAN SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Ms. Amarinder Verma, Advocate for the petitioner.

Mr. Rana Harjasdeep, D.A.G., Punjab.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of anticipatory bail in case bearing FIR No.261 dated 24.09.2017 registered under Section 61 of the Punjab Excise Act, 1914 at Police Station Nathana, Distt. Bathinda.

On 14.10.2020, following order was passed by this Court:-

"The case has been taken up for hearing through video-conferencing.

Learned counsel for the petitioner contends that the FIR was registered on 24.9.2017. Petitioner was not named in the FIR nor his name was disclosed by any co-accused in the disclosure statement. He was nominated by a villager, namely, Nihal Singh. Petitioner is neither owner nor driver of the canter. Co-accused Gulshan Kumar has been granted interim anticipatory bail vide order dated 14.11.2019 passed in CRM-M No. 45183 of 2019.

Notice of motion.

On the asking of Court, Mr.Ramdeep Pratap Singh, DAG, Punjab accepts notice on behalf of the respondent. In the meanwhile, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on 18.10.2020 at 11.00 a.m. and in the event of his arrest, he shall be enlarged on ad interim bail, subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

List again on 16.11.2020.

To be heard with CRM-M No. 45183 of 2019.”

Learned counsel for the petitioner submitted that in compliance of the aforesaid order, the petitioner has joined the investigation.

Vide order of even date passed in CRM-M No.45183 of 2019, the interim order dated 14.11.2019 has been made absolute.

Learned State counsel on instructions from HC Harminder Singh admitted the aforesaid fact and submitted that the petitioner is no more required for further investigation of the case.

In view of aforesaid factual position, the interim order dated 14.10.2020 is made absolute. Petitioner shall keep on joining the investigation as and when required to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

(RAJ MOHAN SINGH)
JUDGE

November 16, 2020

Atik

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No