

CRM-M-37104-2020

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

CRM-M-37104-2020

Date of decision: 16.12.2020

Gurlabh Singh @ Kali

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. J.S. Warring, Advocate,
for the petitioner.

Mr. H.S. Sullar, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case bearing FIR No.211 dated 24.10.2020 registered under Section 61 of the Punjab Excise Act, 1914, at Police Station Nathana, District Bathinda.

This Court, on 11.11.2020, passed the following order:

“Case is taken up for hearing through video conferencing.

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case bearing FIR No. 211 dated 24.10.2020 registered under Section 61 of the Punjab Excise Act, 1914, at Police Station Nathana, District Bathinda.

Learned counsel for the petitioner states that the FIR was registered on the basis of a secret information and alleged 35 litres of *Lahan* was recovered from the house owned by Kaka Singh, father of the petitioner. The petitioner was not arrested at the spot and nothing is to be recovered from him.

Notice of motion for 16.12.2020.

Meanwhile, the petitioner is directed to join the investigation and if he is sought to be arrested, he shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer subject to the conditions as

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envisaged in Section 438 (2) of the Code of Criminal Procedure.”

Learned counsel for the petitioner submits that pursuant to the order dated 11.11.2020 passed by this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions from HC Jaskaran, submits that the petitioner has joined the investigation and is now 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 11.11.2020 granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438 (2) Cr.P.C.

16.12.2020

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(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No