

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-38299-2020 (O&M)

Date of decision: December 22, 2020

Kewal Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Neeraj Madaan, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer made in the petition is for grant of anticipatory bail to the petitioner in FIR No.379 dated 30.10.2020, registered under Sections 61, 1, 14 of the Punjab Excise Act at Police Station Sadar Fazilka, District Fazilka.

The operative part of the order dated 19.11.2020, reads as under:-

“The allegations against the present petitioner are that the farm of the petitioner was raided by the police party on a secret information that he was indulging in distilling illicit liquor. During the raid, recovery of 150 litres of lagan was effected whereas the present petitioner allegedly fled away from the spot.

The contention of learned counsel for the petitioner is that his client has been falsely implicated; that no recovery was effected and he was not present at the spot.

Notice of motion.”

Counsel for the petitioner submits that in pursuance to the order dated 19.11.2020, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Learned State counsel, on instructions from ASI Harbans Singh, has not disputed the factual position.

In view of the same, the present petition is allowed and the order dated 19.11.2020 is made absolute, subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

December 22, 2020
satish

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No