

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

CRM-M No. 51973 of 2019 (O&M)

Date of decision: - 22.01.2020

Vivek Mahajan @ Sonu Mahajan

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Sidhant, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case FIR No. 129 dated 30.10.2019 registered under Section 61 of the Punjab Excise Act, 1914, at Police Station Division No. 2, District Pathankot.

On 18.12.2019, this Court passed the following order :-

“The petitioner is seeking anticipatory bail in FIR No.129 dated 30.10.2019, under Section 61 of the Punjab Excise Act, 1914, registered at Police Station Division No.2, District Pathankot.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated at the behest of his land lady who wants him to increase the rent. The allegations against

the petitioner are that 61 bottles of liquor were recovered from him.

List on 22.01.2020.

In the meantime, the petitioner is directed to appear before the Investigating Officer and join investigation.

In the event of his arrest, the Investigating Officer/Arresting Officer shall release the petitioner on ad-interim bail subject to his/her satisfaction. The petitioner shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C. ”.

Learned counsel for the petitioner states that pursuant to the order dated 18.12.2019 passed by this Court, the petitioner has joined the investigation.

Learned State counsel on instructions from SI Harjinder Singh, states that the petitioner has joined the investigation and he is not required for any further investigation.

I have heard the learned counsel for the parties.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 18.12.2019 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

(HARNARESH SINGH GILL)
JUDGE

22.01.2020

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No