

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

**CRM-M-3816-2021
Date of decision: 01.09.2021**

Sandeep @ Kala

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. L. S. Sekhon, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

(Through Video Conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 0003 dated 07.01.2021, registered under Sections 61 and 78(2) of the Punjab Excise Act, 1914 at Police Station Moonak, District Sangrur, Punjab.

The operative part of the order dated 28.01.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Submits inter alia that the petitioner was neither named in the original F.I.R. nor any distinct role has been imputed to him even in the impugned order passed by the Ld. Additional Sessions Judge, Sangrur (Annexure P-2).

2. Notice of motion.

3. On the asking of the Court, Mr. B.S. Sewak, Additional Advocate General, Punjab, accepts notice on behalf of the respondent-State. Let a copy of the paper-book be supplied to him.

4. List on 12.05.2021.

5. Meanwhile, in the event of arrest of the petitioner by the Arresting/Investigating Officer, he shall

be released on interim bail subject to the following conditions:-

(i). That he shall make himself available for interrogation by a Police Officer as and when required;

(ii). That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any Police Officer and;

(iii). That he shall not leave India without prior permission of the Court.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 28.01.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from HC Nirmal Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 28.01.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

01.09.2021
Chetan Thakur

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No