

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

**204**

**CRM-M-2879-2020**

**Date of Decision: 20.08.2021**

Jagsir Singh @ Sira

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL**

Present: Ms. Amandeep Kaur, Advocate, for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab,  
assisted by ASI Sukha Singh.

*(proceedings conducted through video conferencing)*

**GURVINDER SINGH GILL, J. (Oral)**

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against him vide FIR No.0002 dated 03.01.2020 at Police Station Lehra, District Sangrur, under Section 61 of the Excise Act.
2. As per the case of the prosecution, pursuant to receipt of a secret information, 48 bottles of country-made liquor 'Haryana Sonfa' were recovered from the house of the petitioner. However, the petitioner is alleged to have escaped from the spot and could not be arrested.
3. Learned counsel for the petitioner has submitted that he has falsely been implicated in the instant case and it is highly unlikely that despite receipt of secret information, the petitioner could manage to escape.

4. Opposing the petition, learned State counsel has submitted that since there was specific information against the petitioner, which has been substantiated on account of recovery of liquor from the house of the petitioner, no case for grant of bail is made out. It has, however, been informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and that challan already stands presented. It has further been informed that the petitioner is not involved in any other case.
5. Having regard to the facts and circumstances of the case especially that the petitioner has joined investigation and challan already stands presented and that he is not stated to be involved in any other case, his custodial interrogation is not warranted. The petition, as such, is accepted and the interim directions issued by this Court vide order dated 23.01.2020 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

**20.08.2021**

Vimal

**(GURVINDER SINGH GILL)  
JUDGE**

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