

Sukhveer SinghPetitioner
Vs.
State of PunjabRespondent

CRM-M-5283-2021

Balwinder alias Pinder SinghPetitioner
Vs.
State of PunjabRespondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr.Iqbal Singh Mann, Advocate,
for the petitioners.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

AMOL RATTAN SINGH, J. (Oral)

Case heard *via* video conference.

By these petitions, the petitioners seek the concession of 'anticipatory bail', upon FIR no.0005, dated 13.01.2021, having been registered at Police Station Sadar Kotkapura, District Faridkot, alleging therein the commission of an offence punishable under the provisions of Section 61 of the Punjab Excise Act, 1914.

Firstly of course it is to be noticed that as per the replies filed by the DSP, Sub Division Kotkapura, on 02.03.2021, it is stated therein that the custodial interrogation of the petitioners is required.

However, learned State counsel today submits, on instructions from SI Satpal Singh, that their custodial interrogation is no longer required, with in fact petitioner, Balwinder Singh, having been declared to be innocent by the investigating agency.

That being so, with more than 6 months having gone by since the affidavit of the DSP was filed, and the investigating officer himself stating that the petitioners' custodial interrogation is not required, these petitions have actually been rendered infructuous and are disposed of as such.

However, if the petitioners' custodial interrogation is required at any stage hereinafter, in the context of the FIR in question, they would be given 10 days notice before arrest, duly shown to be served upon them.

It is also to be noticed that as per instructions of learned State counsel there is no other criminal case registered against them.

(A photocopy of this order be placed on the file of the connected case).

September 22, 2021

dharamvir//

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES
Whether Reportable : NO