

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

205

CRM-M-4938-2020

Decided on : 02.09.2021

Joga Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

(Through Video Conferencing)

PRESENT: Mr. Amarjit Singh Gill, Advocate
for the petitioner.

VIKAS BAHL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No. 7 dated 11.01.2020 under Sections 61 of Punjab Excise Act, 1914 and Section 420 IPC registered at Police Station Kartarpur, District Jalandhar.

On 24.02.2020, when the matter came up for hearing, the Coordinate Bench of this Court was pleased to pass the following order:

“FIR bearing No. 7 dated 11.01.2020 under Section 61 of Punjab Excise Act, 1914 and Section 420 Indian Penal Code was registered at Police Station Kartarpur, District Jalandhar on the receipt of secret information to the effect that the petitioner indulged in sale of liquor in his house by bringing the same from out of State. The raid was conducted and 57 boxes of liquor were recovered. However, the petitioner was not apprehended at the spot.

It has been stated that the recovery has been effected from the house of the petitioner but no independent witness has been joined.

Notice of motion for 19.03.2020.

Meanwhile, petitioner is directed to join the investigation. In the event of arrest, petitioner shall be released on interim bail to the satisfaction of the Investigating Officer. The petitioner will join the investigation as and when called for and shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner has submitted that in pursuance of the said order, he has joined the investigation and is not involved in any other case.

Ms. Jaspreet Kaur, DAG, Punjab has appeared on behalf of respondent-State and has not been able to dispute the said fact.

In view of the above, the interim order dated 24.02.2020 is ordered to be made absolute.

Accordingly, the present petition is allowed.

Nothing stated above shall be construed as an expression of opinion on the merits of the case.

(VIKAS BAHL)
JUDGE

02.09.2021

Mehak

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No