

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

205

CRM-M-6335-2020

Date of Decision:10.09.2021

SAGAR

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Rajan Singh Dadwal, Advocate
for the petitioner.

Mr. Randhir Singh Thind, DAG, Punjab.

SUVIR SEHGAL, J.(ORAL)

Heard through video conferencing.

Through the instant petition under Section 438 of Code of Criminal Procedure, 1973, the petitioner seeks anticipatory bail in case FIR No.261 dated 13.12.2019, registered under Section 61 (i)(a)/78(2) of the Punjab Excise Act, 1914, at Police Station Jagraon, District Ludhiana (Rural).

Counsel for the petitioner urges that FIR, Annexure P-1, has been registered on the basis of secret information and though the petitioner is named therein, but he was not arrested from the spot. It is his argument that the petitioner has been falsely framed and one Swaran Singh @ Gill @ Ghare Bhan was arrested on the spot and 180 bottles of liquor of mark 'Naina' for sale in Chandigarh, were recovered. He asserts that the petitioner, who has clean antecedents and was granted interim protection by this Court vide order dated 13.02.2020, has joined the investigation.

Learned State counsel on instructions from ASI Darshan Singh, admits the fact that there is no other criminal case against the petitioner and he has joined the investigation. He has instructions to state that the petitioner is no longer required for custodial interrogation as the challan has been presented and the charges have been framed.

In view of the above development, the present petition is allowed and the order dated 13.02.2020 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.

10.09.2021
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No