

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

210

CRM-M-13766-2021

Date of decision :06.09.2021

Anil

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

PPresent: Mr. Rajesh Nain, Advocate for the petitioner.

Mr. Avtar Singh Sandhu, Addl.A.G., Punjab.

HARNARESH SINGH GILL, J.

Case is taken up for hearing through video conferencing.

Prayer in this petition is for grant of anticipatory bail in case
FIR No 04 dated 10.01.2021 registered under Sections 61 and 78 of the
Punjab Excise Act, 1914 at Police Station Chhajli, District Sangrur.

Learned counsel for the petitioner states that the petitioner was
not arrested on the spot. No recovery has been effected from the petitioner
rather recovery has been effected from the co-accused Lovepreet Singh and
Soni Singh. No other case has been registered against the petitioner.

Learned State counsel has not disputed the fact that the
petitioner was not arrested on the spot and there is no other case against
him.

I have heard the learned counsel for the parties.

Keeping in view the facts and circumstances of the present case
and without expressing any opinion on the merits of the case, this Court
finds merit in this petition and the same is allowed. The petitioner is
directed to join the investigation as and when called upon to do so and if he

is sought to be arrested, he shall be released on anticipatory bail to the

satisfaction of Investigating Officer/Arresting Officer, subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.

It is made clear that if pursuant to and in compliance with this order, the petitioner does not cooperate with the investigating agency, the investigating agency would be liberty to move an appropriate application for cancellation of bail.

06.09.2021
Rajeev (rvs)

(HARNARESH SINGH GILL)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No