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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.17457 of 2020
Date of Decision:01.09.2021

GURDEEP SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:Mr.Prashant Vashishth, Advocate
for the petitioner.

Mr. Amar Ashok Pathak, Addl A.G. Punjab.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video conferencing.

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C in case bearing FIR No.72 dated 20.05.2020 registered under Section 61/1 of Excise Act, at Police Station Dakha, District Ludhiana Rural.

On 06.07.2020, following order was passed:-

"Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Petitioner seeks concession of pre-arrest bail in FIR No.72 dated 20.5.2020 registered under Sections 61/1 of Excise Act, 1914 at Police Station, Dakha, District Ludhiana Rural.

Counsel contends that it is a case of false implication. In

any case the alleged recovery of 25 bottles of illicit liquor already stands effected. Further submits that anticipatory bail was denied vide order dated 20.6.2020 by the court of learned Addl. Sessions Judge, Ludhiana being swayed by the fact that the petitioner is involved in six other cases whereas in three of such matters the petitioner has already earned acquittal.

Notice of motion, returnable for 18.8.2020.

In the meanwhile, petitioner is directed to join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions as envisaged under Section 438(2) Cr.P.C.

06.07.2020

(TEJINDER SINGH DHINDSA)

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JUDGE”

Thereafter, the case was further adjourned on number of occasions and interim order was made to continue.

Learned counsel for the petitioner submits that in compliance of the order dated 06.07.2020, petitioner has joined the investigation to the entire satisfaction of the Investigating Officer.

Today, learned State counsel on instructions from ASI Baljeet Singh submits that the petitioner has joined the investigation on 25.08.2021 and his presence is no more required for further investigation in the case.

Recovery of 25 bottles of illicit liquor has already been effected from the house of the petitioner.

In view of aforesaid factual position, the interim order dated 06.07.2020 is made absolute. Petitioner shall keep on joining the investigation as and when required to do so and he shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

01.09.2021
Amandeep

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No