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

CRM-M-25416-2021

Date of Decision: 06.07.2021

Balwinder Singh @ Kala

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Lakhwinder Singh, Advocate for the petitioner.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in FIR No.140 dated 20.05.2021, under Section 61 Excise Act, 1914, registered at Police Station Sadar Mansa, District Mansa.

As per prosecution, on 20.05.2021, 40 litres of lahan was effected from the residence of Balwinder Singh @ Kala (petitioner).

Learned counsel for the petitioner has argued that the petitioner has been falsely implicated in the present case and as he is not involved in any other case, therefore, his custodial interrogation may not be necessary. He prays for anticipatory bail.

On the other hand, the prayer is opposed by learned State counsel, assisted by HC Gagandeep Singh on the ground that 40 litres of lahan was recovered from the house of the petitioner, who was not found at his house at that time. He, on instructions further states that the petitioner is involved in two more cases of similar nature. He submits that the custodial interrogation of the petitioner is necessary.

Resultantly, without meaning any expression of opinion on the

merits of this case, this Court is of the opinion that it is not a fit case for grant of extra ordinary concession of pre arrest bail to the petitioner, as his custodial interrogation may be necessary.

Dismissed.

06.07.2021
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No