

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

Sr. No. 222(1)

**CRM-M No.25386 of 2021
Date of decision : 20.12.2021**

Monish Chadha

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Brijender Kaushik, Advocate for the petitioner.
Mr. Rahul Mohan, DAG, Haryana.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No. 205 dated 24.05.2021 registered under Section 51(b) of the Disaster Management Act, 2005, Sections 188, 269, 270, 420, 467, 468, 471 IPC and Section 61(1)-4-20 of the Punjab Excise Act, 1914 at Police Station Chandi Mandir, Panchkula.

On 06.07.2021, this Court had passed the following order : -

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

Learned counsel for the petitioner contends that FIR was registered on the basis of secret information. Raid was conducted at the house where the owner of the house was also summoned. Daljeet Singh and his son Lovepreet came to the spot and opened the lock. No person was found present in the house. A tempo was found present inside the house in which two plastic drums were present. In the meanwhile, a team of Excise Department also reached there and they found that liquid contained in the drums is ENA meant for preparing illicit liquor. Some

other implements were also noticed in the kitchen like iron Degchun and capping machine etc. 180 empty bottles were also found in the room. The owner of the house gave this house on rent to one Sanjay Sharma on the asking of one Dipi. Allegation is that Sanjay Sharma sold 1700 boxes of illicit liquor to the petitioner and in the disclosure statement of co-accused, empty bottles were provided by the petitioner.

Notice of motion for 29.09.2021.

In the meanwhile, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on 13.07.2021 at 11.00 A.M. and in the event of his arrest, he shall be enlarged on interim bail, subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Nothing expressed hereinabove shall be construed to be an opinion on the merits of the case. The case shall be decided on merits on the adjourned date.”

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined the investigation; cooperated with the investigating agency and that his custodial interrogation is not required by the State.

In view of the above, the interim order of this Court dated 06.07.2021 granting ad interim anticipatory bail to the petitioner is made absolute.

20.12.201

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No