

206(2)

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-27454-2021  
Date of decision-13.09.2021

SANDEEP

...Petitioner

Vs.

STATE OF HARYANA

...Respondent

**CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. J.P. Sharma, Advocate  
for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

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**MANOJ BAJAJ, J. (ORAL)**

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.149 dated 23.11.2020, under Sections 272, 420 & 120-B Indian Penal Code, 1860 & Sections 61/4/20 Punjab Excise Act, registered at Police Station Satnali, District Mahendergarh, Haryana. The petitioner apprehended his arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 19.07.2021, whereby, while issuing notice of motion to respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

*“Learned counsel has contended that the alleged illicit liquor was recovered from co-accused Sunder, who was arrested on the spot and later on,*

*on his disclosure statement, the petitioner was indicted as an accused. He submits that similarly situated co-accused, namely Shree Chand has already been extended the concession of interim pre-arrest bail vide order dated 10.03.2021 (Annexure P-2).*

*Notice of motion for 13.09.2021.*

*Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.*

*To be heard along with CRM-M-11181-2021.”*

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted himself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel, who is assisted by SI Vinod Kumar does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 19.07.2021 is made absolute.

**(MANOJ BAJAJ)**  
**JUDGE**

**13.09.2021**

*Vipin kumar*

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No