

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 208

CRM-M-29983-2020

Date of decision : 25.10.2021

Lakhwinder Singh

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Jagdish Manchanda, Advocate, for the petitioner.

Mr.Saurav Khurana, DAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

The matter has been taken up through video conferencing.

Through the present petition filed under Section 438 Cr.P.C. the petitioner seeks anticipatory bail in FIR No.74 dated 01.08.2020 registered under Sections 61, 1, 14 of the Punjab Excise Act, 1914 at Police Station Ghanaur, District Patiala.

On 28.09.2020 this Court passed the following order: -

“Inter alia counsel for the petitioner submits that the petitioner is 70 years old and the recovery has already been effected of 100 lts. Lahan from his house and therefore, the custodial interrogation is not required. It is further submitted that there is no pending case of similar nature against the petitioner and he also stands acquitted about 15 years ago in an earlier case.

Notice of motion for 09.12.2020.

Mr.Sewak accepts notice on behalf of the State.

Accordingly, it is directed that the petitioner shall join investigation and in the event of arrest of the petitioner, he shall be released on ad-interim bail subject to the satisfaction of the investigation officer. The petitioner shall join investigation as and when required and shall comply with the conditions laid down in Section 438(2) Cr.P.C.”

Learned State counsel submits that in pursuance to the afore quoted order the petitioner has joined the investigation; has cooperated with the investigating agency; the petitioner is not involved in any other criminal case and that his custodial interrogation is not required by the State.

In view of the above, the order of this Court dated 28.09.2020,
granting ad interim anticipatory bail to the petitioner is made absolute.

25.10.2021
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned
Whether reportable

:

Yes / No
Yes / No