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

CRM-M-38220-2021

Date of decision : 03.12.2021

Manpreet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. H.S. Maan, Advocate for
Mr. Mohit Kumar, Advocate for the petitioner.

Mr. Sarabjit Singh Cheema, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.50 dated 30.04.2021 registered under Sections 61 and 78 (2) of the Punjab Excise Act, 1914 at Police Station Sadar Sangrur, District Sangrur.

On 15.09.2021, a Coordinate Bench of this Court was pleased to pass the following order:-

“Learned counsel for the petitioner contends that the petitioner is not the registered owner of the vehicle. He allegedly purchased the vehicle on the basis of affidavit. Registered owner of the vehicle is one Vicky Kumar. FIR was registered on the basis of secret information and no independent witness was joined. There was non-compliance of Section 100(4) Cr.P.C. Petitioner is not involved in any other case of like nature.

Notice of motion for 03.12.2021.

In the meanwhile, petitioner is directed to appear before

the SHO/Investigating Officer to join investigation on 22.09.2021 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 in the merits of the case. The case shall be decided on the merits on the adjourned date.”

Learned counsel for the petitioner has submitted that in pursuance of the abovesaid order dated 15.09.2021, the petitioner has joined the investigation and is not required for further custodial interrogation.

Learned counsel for the State, on instructions from SI Harinder Singh, has submitted that the petitioner has joined the investigation and is not required for any further custodial interrogation.

Keeping in view the aforesaid facts and circumstances, moreso the facts which have been noticed in the order dated 15.09.2021 and also the fact that the petitioner has joined the investigation and is not required for further custodial interrogation, the present petition is allowed and the interim order dated 15.09.2021 is ordered to be made absolute.

However, nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

03.12.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No