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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-40360-2021

Date of decision-28.10.2021

PREM SINGH

...Petitioner

Vs.

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

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

Mr. Ramdeep Partap Singh, DAG, Punjab.

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. 145 dated 01.09.2021 under Section 61(1) Punjab Excise Act, 1914 registered at Police Station Guruharsahai, District Ferozepur.

Learned counsel for the petitioner submits that as recovery of illicit liquor has already been effected, therefore, the custodial interrogation of the petitioner may not be necessary, as he is willing to join the investigation. He further states that the petitioner is not involved in any other case, therefore, the petitioner be granted the concession of anticipatory bail.

Mr. Ramdeep Partap Singh, Learned Deputy Advocate General, Punjab has opposed the prayer and submitted that the police acted upon a secret information and recovered 45 bottles of illicit liquor and 400 litres of

Lahan from the house of the petitioner. Apart from it, a working still was also found at his residence and at the time of raid, the petitioner managed to escape. However, it is not disputed by him that the petitioner is not involved in any other case.

After hearing learned counsel for the parties and considering the above background, this Court is of the opinion that merely because recovery of material has already been effected, this alone would not be enough to extend the extraordinary concession of pre-arrest bail to the petitioner, as his custodial interrogation may be necessary for effective investigation of this case.

Resultantly no case is made out for granting the concession of pre-arrest bail to the petitioner.

Dismissed.

28.10.2021
Vipin kumar

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No