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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 39180 of 2020 (O&M)
Decided on: 17.02.2021

Labh Singh @ Labha

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. G.S. Randhawa, Advocate
for the petitioner.

Mr. Gaurav Garg Dhuriwala, Sr. DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 119 dated 08.09.2020, registered under Sections 61/1/14 of the Punjab Excise Act at Police Station Bhindi Saidan, District Amritsar.

The operative part of the order dated 26.11.2020, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...Learned counsel for the petitioner submits that as per the allegation in the FIR, based on a secret information that the petitioner is in the habit of selling spurious liquor, a raid was conducted, however, the petitioner ran away from the spot.

Learned counsel further submits that petitioner is an old man aged about 62 years and it is unbelievable that in the presence of number of police officials, he managed to run away from the spot....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 26.11.2020, the petitioner has appeared before the

CASE HEARD THROUGH VIDEO CONFERENCING

Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from the Investigating Officer, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation. Counsel for the State, on the basis of the affidavit filed by Senior Superintendent of Police, Amritsar (Rural) has argued that a warning has been issued to the Investigating Officer to be careful in terms of the aforesaid order.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 26.11.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

17.02.2021

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Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No