

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

CRM-M No. 43562 of 2020

Date of Decision: 29.06.2021

Baag Singh

-Petitioner

Versus

State of Punjab

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Kamal Jit Rana, Advocate,
for the petitioner.

Mr. Amar Ashok Pathak, Addl. A.G., Punjab.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video-conferencing.

Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C. in case bearing FIR No.353 dated 24.11.2020 under Sections 61, 1, 14 of the Punjab Excise Act at Police Station Dera Bassi.

On 23.12.2020, following order was passed:-

*“Case taken up through video
conferencing.*

Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in the case; the alleged recovery of Lahan is not from the person of the petitioner and the same has been foisted upon him; there is no other criminal case in which the petitioner is involved and the petitioner is ready and willing to join the investigation as and when called by the investigating agency.

Notice of motion.

Mr. Sandeep Kumar, DAG Punjab, accepts notice on behalf of the respondent-State.

For arguments, adjourned to 01.04.2021.

In the meanwhile, subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438(2) Cr.P.C., in the event of his arrest in FIR No.353 dated 24.11.2020 registered under Sections 61, 1 and 14 of the Punjab Excise Act, 1914 at Police Station Dera Bassi, he shall be released on ad interim anticipatory bail to the satisfaction of the arresting officer.

December 23, 2020
Jyoti I

(DEEPAK SIBAL)
JUDGE"

Learned counsel for the petitioner submits that the petitioner has joined the investigation to the entire satisfaction of Investigating Officer.

This fact has been admitted by learned State counsel on instructions from ASI Paramjit Singh and submits that petitioner is no more required in further investigation of the case.

In view of above, order dated 23.12.2020 is made absolute. However, the petitioner shall keep on joining the investigation as and when required to do so by the Investigating Officer and shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

June 29, 2021

Jyoti Sharma

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No