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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 44049 of 2020 (O&M)
Decided on: 18.08.2021

Tarsem Chand

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Sachin Ohri, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.136, dated 28.11.2020, under Section 61 of the Punjab Excise Act, 1914, registered at Police Station Behrampur, District Gurdaspur, Punjab.

The operative part of the order dated 05.01.2021, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the case in hand on the basis of alleged secret information. He further contends that the recovery of alleged 39 bottles of illicit liquor was shown to be effected from the house of the petitioner. It is further contended that it is highly improbable that the petitioner could have fled from the spot in presence of large posse of policemen which clearly hints at his false implication.

CASE HEARD THROUGH VIDEO CONFERENCING

Notice of motion....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 05.01.2021, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from ASI Harish Kumar, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation. It is also submitted that challan stands presented before the trial Court.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 05.01.2021 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

18.08.2021

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Whether speaking/reasoned Yes/No

Whether reportable: Yes/No