

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.108

CRM-M-1979-2022

Date of decision: 19.01.2022

Satnam Singh

.....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Kewal Krishan, Advocate for
Mr. R.D. Rattewal, Advocate
for the petitioner.

Ms. Gunkirat Kaur, AAG, Punjab.

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DEEPAK SIBAL, J. (Oral)

The matter has been taken up through video conferencing.

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No.125 dated 24.12.2021 registered under Sections 61, 1, 14 of the Excise Act, 1914 IPC at Police Station Rahon, District SBS Nagar.

The petitioner is being prosecuted on account of recovery of five bottles of illicit liquor and 50 bottles of Lahan from his house.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case; when the alleged recovery was made, the petitioner was not present at the spot as at that time, he was irrigating the fields of some other person and the police falsely roped in the petitioner only for the reasons that other cases under the Excise Act are pending against him.

Admittedly, the petitioner is a convict under the NDPS Act and

in addition of the present case, faces prosecution in two other cases under the Excise Act and one case under Sections 379 and 411 IPC. That being so, the petitioner is a habitual offender and has misused the concession of bail on more than one occasion.

In view of the above, no ground for grant of anticipatory bail to the petitioner is made out especially when there is no explanation forthcoming from the petitioner with regard to the recovery of illicit liquor/Lahan from his house.

Dismissed.

January 19, 2022
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(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No