

211 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-2899-2022

Date of decision: 05.04.2022

Nitin Goel

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

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

Mr. Bhupender Singh, DAG, Haryana.

MANOJ BAJAJ, J.

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.528 dated 05.11.2020 under Sections 272, 420, 467, 468, 471 Indian Penal Code, 1860 and Sections 1/14/61 Punjab Excise Act, 1914 registered at Police Station Kharkhoda, District Sonipat, who apprehends his arrest at the hands of Police.

On 25.01.2022, this Court had passed the following order:-

“Learned counsel for the petitioner has argued that the subject FIR was registered on the basis of a secret information, wherein it was disclosed that co-accused Ankit was engaged in manufacturing illicit liquor. He submits that acting upon the said information, the alleged premises was raided by police and recovery of illicit liquor was made and further accused persons involved in manufacturing the said liquor were arrested. Learned counsel has argued that the petitioner is not involved in the said illegal activity, who is engaged in manufacturing plastic bottles and had supplied the bottles to co-accused Kishore Jha against tax invoice No.TP/20-21/355 dated 25.10.2020 (Annexure P-3), who has been falsely implicated on the basis of disclosure statement of Kishore Jha on 09.11.2020. According to him, in the

*given facts the custodial interrogation of the petitioner may not be necessary.
Notice of motion for 05.04.2022.
Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”*

Learned counsel for the petitioner has stated that in compliance of the above order, the petitioner associated himself in the investigation and cooperated during interrogation.

Learned State counsel who is instructed by ASI Vedpal states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 25.01.2022 is made absolute.

(MANOJ BAJAJ)
JUDGE

05.04.2022
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No