

**IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH.**

**204**

**CRM-M-9671-2021**

**Date of decision: 10.01.2022**

ANGREJ SINGH

.....PETITIONER

Versus

STATE OF PUNJAB

.....RESPONDENT

**CORAM: HON'BLE MR. JUSTICE SANT PARKASH**

Present : Mr. Ashish Aggarwal, Advocate  
for the petitioner.

Mr. Tanvir Joshi, AAG, Punjab  
for the respondent-State.

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**SANT PARKASH, J. (ORAL)**

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

Prayer in this petition under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner, in case, FIR No. 31 dated 23.04.2017 registered under Section 61 of the Punjab Excise Act, 1914 at Police Station Khalra, District Tarn Taran.

While issuing notice of motion on 14.09.2021, Co-ordinate Bench of this Court, granted interim anticipatory bail to the petitioner with direction to join the investigation. Relevant part of order dated 14.09.2021 reads as under :-

“ .....Notice of motion was issued on 02.03.2021 after noticing some incriminating facts and arrest of the petitioner was also stayed.

For the reasons recorded in the order dated

02.03.2021, it would be just and appropriate to direct the petitioner to appear before the SHO/Investigating Officer to join investigation on 21.09.2021 at 11.00 a.m. and in the event of his arrest, he shall be enlarged on interim bail, subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.”

I have heard learned Counsel for the parties and gone through the case file.

Learned Counsel for the petitioner has, while reiterating submissions made on 14.09.2021, submitted that in compliance with order dated 14.09.2021, the petitioner has joined the investigation and he may be granted anticipatory bail as his custodial interrogation is not required in the case.

Learned State Counsel has, on instructions from A.S.I. Ravi Shankar, acknowledged that in compliance with order dated 14.09.2021 passed by this Court, the petitioner has joined the investigation and that his custodial interrogation in the present case is not required.

In view of the facts and circumstances of the case, particularly the fact that custodial interrogation of the petitioner is not required in the case but without expressing any opinion on the merits of the case, I am of the considered view that the petitioner deserve grant of anticipatory bail.

Therefore, the petition is allowed and order dated 14.09.2021 granting interim bail to the petitioner is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions enumerated in Section

438 (2) of the Cr.P.C., failing which the protection of anticipatory bail order shall not be available to him.

10.01.2022  
kavneet singh

(SANT PARKASH)  
JUDGE

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No