

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-9943-2022

Date of Decision: 29.09.2022

Bhanwar Lal

... Petitioner

VS.

State of Haryana

... Respondent

CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL

Present: Ms. Amandeep Kaur, Advocate for
Mr. Sandeep Gahlawat, Advocate for the petitioner

Mr. Chetan Sharma, AAG Haryana

Sandeep Moudgil, J. (Oral)

The petitioner has filed the instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in case bearing FIR No.143 dated 08.03.2021 registered under Section 61 of the Punjab Excise Act, 1914 (Haryana Amendment Bill 2020) at Police Station Bhiwani Sadar, District Bhiwani.

Learned counsel for the petitioner *inter alia* contends that pursuant to the order dated 09.03.2022 passed by this Court, the petitioner has joined investigation and is no longer required for investigation of the case. This fact has not been denied by learned State counsel though he contends that the petitioner is not cooperating with the investigating agency as material facts are being withheld.

Be that as it may, the recovery of 4788 bottles of English liquor in question stands recovered from the driver of the truck, namely, Vasudev and it is on his disclosure statement that the truck has been handed over to him by the petitioner.

Heard learned counsel for the parties.

Since the petitioner has joined the investigation and his custodial interrogation is not required, the interim order dated 09.03.2022 is thus made absolute.

However, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438 (2) Cr.P.C.

Disposed off.

29.09.2022

V.Vishal

- 1. Whether speaking/reasoned?
- 2. Whether reportable?

(Sandeep Moudgil)
Judge

Yes/No
Yes/No