

**208 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-23953-2022 (O&M)

Date of Decision: 5th September, 2022

Chairi

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Vikas Bali, Advocate for the petitioner.

Mr. Arun Luthra, Deputy Advocate General, Punjab.

AVNEESH JHINGAN , J.(Oral)

CRM-23298-2022

This application is filed for placing on record additional documents Annexures P-4 and P-5.

For the reasons mentioned in the application, the same is allowed and documents Annexures P-4 and P-5 are taken on record.

Main case

This petition is filed seeking regular bail to the petitioner in FIR No. 27 dated 5.3.2022 under Section 61 of Punjab Excise Act, 1914 and Section 420 of IPC, 1860 registered at P.S. Division No. 7, District Jalandhar.

Learned counsel for the petitioner claims parity with co-accused Ishu @ Vishu who was granted regular bail by Sessions Court on 11.5.2022.

Brief facts of the case are that on 5.3.2022 police party received a secret information that Ashok Kumar and Chairi were indulging in sale of illicit liquor and they were having a Honda City Car bearing registration No.

PB08-AZ-0823. The FIR was registered, raid was conducted and 33 cartoons of country made liquor was recovered from the car. The petitioner along with co-accused were apprehended at the spot.

Learned State Counsel on instructions from ASI Jagtar Singh opposes the prayer for grant of bail and he is not in a position to distinguish the case of the petitioner qua the co-accused so far as grant of bail is concerned.

Learned counsel for the petitioner submits that the petitioner is in custody since 5.3.2022, investigation is complete and no further recovery is to be made from the petitioner.

Without commenting on the merits of the case, considering the fact that the co-accused has been granted bail, the conclusion of investigation and trial is likely to take time and on the basis of parity, the petitioner is granted bail subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

Petition is disposed of.

Since the main case has been decided, the pending application, if any, is rendered infructuous.

(AVNEESH JHINGAN)
JUDGE

5th September, 2022

anuradha

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No