

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

CRM-M-33742-2021 (O&M)

Date of decision: 18.05.2022

Gujant alias Gurjant

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Mohit Garg, Advocate
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.352 dated 28.06.2020 under Sections 15A/1/14 of Punjab Excise Act (Amendment) Act, 2020, Sections 63 & 65 of Copyright Act, 1957 and Sections 269, 270, 272, 273, 420, 467, 468, 471, 120-B IPC, registered at Police Station Pehowa, District Kurukshetra.

The operative part of the order dated 11.03.2022, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner submits that in the detailed inquiry conducted by the SHO, Police Station Pehowa, it is observed that during the investigation by Deputy Director Ramprakash and certification and inquiry of Deputy Director Subhash Chand, petitioner Gurjant, Palwinder Singh @ Pamma and Sonu Sandhu were found innocent, therefore, they were kept in column No.2, as per RC No.217 dated 26.08.2020. It is further submitted that even as per status report, after registration of FIR on a complaint made by Sunil Kumar, Vice President Picadilly

Agro Industries, Village Bhadson Umri, Indri Road, District Karnal that duplicate liquor is being sold in the area, investigation was started. In the status report, it is further stated that co-accused Jagjit Sharma @ Bhalu, Rahul @ Munna, Lakhbir son of Charanjeet, Vinod, Brahampal and Rahul were arrested and the investigation is pending. It is also submitted that during the investigation, it is found that duplicate liquor bottles of Masti Malta were sold at L-14 Pehowa, which was without knowledge of the petitioner and remaining bottles were recovered from co-accused Susheel @ Shillu.

List again on 18.05.2022.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 11.03.2022, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from the Investigating Officer, has not disputed the factual position and submits that the petitioner has joined the investigation, however, he may be required for further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 11.03.2022, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

However, it will be open for the Investigating Officer to call upon the petitioner to join investigation, if he is required for any further investigation, by issuing him a written notice in this regard.

18.05.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No