

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

**CRM-M No.38455 of 2022 (O&M)
Date of decision : 07.12.2022**

Ravinder Singh @ Roop

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr. Diwan S.Adlakha, Advocate
for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

PANKAJ JAIN, J. (ORAL)

The petitioner has prayed for grant of pre-arrest bail in FIR No.311 dated 17.08.2022 registered under Section 61 (1) A of the Punjab Excise Act, 1914 (Haryana Amendment Bill, 2020), at Police Station Bilaspur, District Yamuna Nagar.

On 29.08.2022 while issuing notice of motion the following order was passed:-

“By way of present petition, the petitioner is seeking pre-arrest bail in case FIR No.311 dated 17.08.2022, registered under Section 61(1) A of the Punjab Excise Act, 1914 (Haryana Amendment Bill, 2020), at Police Station Bilaspur, District Yamuna Nagar.

Learned counsel for the petitioner inter alia contends that the petitioner was not apprehended from the spot; no recovery is to be made from him and thus, his custodial interrogation is not required in the present case.

Notice of motion.

Mr. Sumit Jain, Addl. A.G. Haryana, accepts notice at the asking of the Court. He submits that owing to heavy recovery, the petitioner is not entitled for pre-arrest bail. He is already facing case of similar nature i.e.

FIR No.69 dated 20.02.2022, under Sections 61 (1)A of Excise Act, registered at Police Station Bilaspur, District Yamuna Nagar.

I have heard learned counsel for the parties.

Keeping in view the fact that the petitioner was not apprehended from the spot and he is ready to join the investigation, the petitioner shall be released on interim bail, in the event of his arrest, subject to his furnishing personal and surety bonds to the satisfaction of the arresting officer/Investigating Officer. As and when called, the petitioner shall join the investigation. He shall abide by the conditions enumerated under Section 438(2) of the Cr.P.C.

Adjourned to 07.12.2022.”

Today, learned State counsel, on instructions from ASI Vinod Kumar, has stated that pursuant to the order dated 29.08.2022, the petitioner has joined investigation and is no longer required for custodial interrogation.

Keeping in view the fact that the petitioner was not apprehended from the spot, the interim order dated 29.08.2022 passed by this Court is made absolute, subject to the conditions as enumerated under Section 438(2) Cr.P.C.

This petition stands disposed off.

Needless to say that anything observed herein shall not be construed to be an opinion on the merits of the case.

**(PANKAJ JAIN)
JUDGE**

07.12.2022
Pooja sharma-I

Whether speaking/reasoned	Yes
Whether Reportable :	No