

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-46348-2021

Date of decision : 24.11.2022

Bhupender

... Petitioner

VERSUS

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Rakesh Kumar Lathwal, Advocate,
for the petitioner.

Mr. Naveen Kumar Sheoran, DAG, Haryana.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.131 dated 7.3.2020 registered under Sections 420, 467, 468, 471 IPC & Section 61 of Excise Act at Police Station Sadar, District Sonipat.

Counsel for the petitioners submits that the petitioner has joined the investigation with the police in compliance of previous order of interim bail passed by this Court.

State counsel on instructions from ASI Ashok Kumar has not refuted the aforesaid assertions made by the counsel for the petitioner.

FIR in the present case was registered on the basis of secret information against co-accused Amit @ Meeta who was involved in the business of selling illegal liquor and had taken a godown on rent and stored the illicit liquor in the said godown. Immediately, the police raided the

disclosed place and recovery of liquor was effected from the spot along with

one truck No.HW38-W-1752 and Eeco Car No.HR10-AF-1175 and co-accused Sahil, Vikki @ Vinay, Vikas and Vinay son of Randhir were arrested from there. Later on, Amit @ Meeta was also arrested in this case. The present petitioner who was not named in the FIR was nominated as accused on the basis of the disclosure made by said Amit @ Meeta.

In the present case, recoveries have already been effected and the petitioner has joined the investigation with the police on number of occasions and now nothing remains to be recovered. Thus, no purpose is going to be served if the petitioner is subjected to custodial interrogation at this point of time.

In view of the above, without commenting on the merits of the case, the present petition is allowed and order of interim bail dated 3.11.2021 is hereby made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

(KARAMJIT SINGH)
JUDGE

November 24, 2022

Paritosh Kumar

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No