

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

CRM-M-42853-2022

Date of decision : 09.12.2022

Kuldeep Sethi

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Ms. Neha Rana, Advocate
for the petitioner.

Mr. Gaurav Bansal, AAG, Haryana.

PANKAJ JAIN, J. (ORAL)

On 16.09.2022, while issuing notice of motion, following order was passed:-

“Apprehending his arrest in FIR No.0427 dated 5th of August, 2022, registered for offence punishable under Section 61-4- 2020 of the Punjab Excise Act, 1914 (Haryana Amendment Bill, 2020) at Police Station Jind Sadar, District Jind, the petitioner has preferred this petition under Section 438 Cr.P.C. seeking pre-arrest bail.

Ld. Counsel for the petitioner inter alia contends that the petitioner was neither named in the FIR nor was apprehended from the spot. Whole of the recovery stands effected and the co-accused namely Avinash and Charan Singh have been admitted to regular bail by the Judicial Magistrate 1st Class, Jind vide order dated 9th of August, 2022, Annexure P-2.

Issue notice of motion returnable for 9th of December, 2022.

On asking of the Court, Mr. Sumit Jain, Addl. Advocate General, Haryana appears and accepts notice on behalf of the respondent-State.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail 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.”

2. Today, learned State counsel, on instructions from ASI Mahender Singh Yadav, submits that the petitioner has joined investigation and is no longer required for custodial interrogation.

3. In view of above, the interim order dated 16.09.2022 passed by this Court is made absolute.

4. Petition stands disposed off.

(PANKAJ JAIN)
JUDGE

09.12.2022
Dinesh

Whether speaking/reasoned Yes

Whether Reportable : No