

244

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.53619 of 2021 (O&M)
Decided on: 21.02.2021

Rajesh Kumar

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Ms. Riffi Birla, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.176 dated 01.09.2020, registered under Section 61/1/14 of Excise Act, 1914 at Police Station Khui Khera, District Fazilka.

The operative part of the order dated 22.12.2021, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...Learned counsel for the petitioner argues that the petitioner has been roped in the present case only on the basis of the fact that the Car from which, 264 bottles of country made liquor were recovered is in the name of the petitioner. Learned counsel submits that the petitioner was not in the Car at the said moment and nothing has come on record to show as to how, when the Car in question was intercepted on the basis of secret information by the police, the occupants of the Car managed to escape. Learned counsel for the petitioner further submits that the

CASE HEARD THROUGH VIDEO CONFERENCING

*petitioner is ready to join the investigation and cooperate,
therefore, he be granted the benefit of anticipatory bail.*

Notice of motion.... ”

Counsel for the petitioner has submitted that, in pursuance to the order dated 22.12.2021, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from ASI Desh Singh, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 22.12.2021 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

21.02.2021
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Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No