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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.60877 of 2022 (O&M)

Date of decision: 26.12.2022

Balwant Singh and another

....Petitioners

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Ms. Sukhveer Kaur, Advocate
for the petitioners.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of anticipatory bail to the petitioners in FIR No.139 dated 28.08.2022 registered under Sections 61/1/14 of the Punjab Excise Act, 1914 at Police Station City Batala, District Batala.

Counsel for the petitioner has argued that vide order dated 18.11.2022, the Sessions Judge has granted the concession of interim anticipatory bail considering the fact that the petitioner was not apprehended at the spot from where the police recovered 120 bottles of illicit liquor, however, on the next day i.e. on 02.12.2022, the anticipatory bail was dismissed on account of the fact that the petitioners have failed to join the investigation.

Notice of motion.

Mr. Joginder Pal Ratra, DAG, Punjab who is present in the Court accepts notice on behalf of the respondent – State and could not disputed the factual position.

Counsel for the petitioners is directed to supply a copy of paperbook to counsel opposite during course of the day.

In view of the above, the present petition is allowed and the petitioners are directed to join investigation within a period of 15 days from today and they shall be released on interim bail subject to the following conditions:-

- 1. They shall make themselves available for interrogation by a police officer as and when required;*
- 2. They shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer; and*
- 3. They shall not leave India without previous permission of the Court.*

(ARVIND SINGH SANGWAN)
JUDGE

26.12.2022
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No