

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

201

CRM-M-2750-2023

Date of decision: 03.07.2023

Gurpreet Singh

....Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY*********

Present : Mr. Kamal Narula, Advocate
for the petitioner

Mr. Manipal Singh Atwal, DAG, Punjab

***********AMAN CHAUDHARY. J.**

1. On 19.01.2023, this Court had passed the following order:-

“Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.25 dated 29.1.2022 registered under Sections 61/1/14 of Punjab Excise Act at Police Station Guruharsahai, District Ferozepur.

Counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in this case and further, the alleged recovery of illicit liquor stands effected and that the petitioner is ready to join the investigation.

Notice of motion.

Mr. C.L.Pawar, Addl. AG, Punjab accepts notice on behalf of the State and on instructions from ASI Gehna Ram apprised the Court that the petitioner is having criminal history. However, he has not disputed the fact that recovery in the present case stands effected.

Now be listed on 3.7.2023.

In the meantime, in case of arrest, the petitioner is directed to be released on interim bail by the IO/Arresting Officer to his own satisfaction till the next date of hearing. The petitioner should join the investigation with the police well in time before the next date of hearing and is to abide by the conditions as envisaged under Section 438(2) of Cr.P.C. ”

2. Learned counsel submits that in pursuance of the above order, the petitioner has not only joined investigation, but also fully cooperated with the

investigating agency. He further submits that in case the investigating agency requires the petitioner to appear, he shall make himself available without demur.

3. Learned State counsel on instructions from SI Gurdeep Kaur affirms the factum of joining the investigation by the petitioner and cooperating with the investigating agency. He also submits that at this stage, the petitioner is not required for further custodial interrogation.

4. In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed and the order dated 19.01.2023 granting interim bail to him, is hereby made absolute, subject to compliance of conditions as specified under Section 438(2) Cr.P.C.

5. However, it is made clear that if the petitioner fails to join and cooperate with the investigating agency as and when required, the State would be at liberty to move an application for cancellation of the present anticipatory bail granted to him.

(AMAN CHAUDHARY)
JUDGE

03.07.2023
Mehak

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