

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-4466-2023

Date of Decision: 18.04.2023

SANDEEP SINGH PETITIONER

VS

STATE OF PUNJAB RESPONDENT

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: None for the petitioner.

Ms. Himani Arora, AAG, Punjab.

GURBIR SINGH, J. (ORAL)

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The prayer in the present petition filed under Section 438 Cr.P.C is for grant of anticipatory bail to the petitioner in case FIR No.173, dated 06.12.2022, under Section 61 of Excise Act, registered at Police Station Raja Sansi, District Amritsar (Rural).

On 30.01.2023, the following order was passed:-

“The petitioner has filed the present petition praying for grant of anticipatory bail in case FIR No.173 dated 06.12.2022 under Section 61 of Excise Act, registered at Police Station Raja Sansi, District Amritsar (Rural).

Learned counsel for the petitioner submits that the case was registered on the basis of secret information. As per allegations, 40 bottles of illicit liquor was recovered in the Swift car bearing No.PB-02-BX-6005. Petitioner was not arrested at the spot. He was granted interim bail by the learned Sessions Judge, Amritsar, vide order dated 14.12.2022 (Annexure P-2). He could

not join the investigation since he suffered injuries. Copy of MLR is annexed as Annexure P-3.

Notice of motion.

On asking of the Court, Mr. Jaiteshwar S. Bhandhari, AAG, Punjab, accepts, notice on behalf of respondent-State.

Adjourned to 11.04.2023.

Meanwhile, in the event of arrest of the petitioner in the instant case, he shall be enlarged on interim bail subject to his furnishing personal bond/surety bond to the satisfaction of Investigating Officer/Arresting Officer. The petitioner shall join the investigation as and when called upon to do so by the Investigating Agency. The petitioner shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.”

Learned State counsel, on instructions from ASI Gurbaksh Singh (1333) Amritsar submits that in compliance of the order dated 30.01.2023, the petitioner has already joined the investigation and he is not required for any custodial interrogation.

In view of above, the order dated 30.01.2023 granting interim bail to the petitioner, is made absolute. The petitioner shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.

Petition is disposed of accordingly.

18.04.2023

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**(GURBIR SINGH)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*