

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.10429 of 2023
Date of decision: 12th May, 2023

Baljeet Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Naresh Jain, Advocate for the petitioner.
Mr. Ramdeep Pratap Singh, Sr. DAG, Punjab
for the respondents/State.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.208 dated 29.10.2021 for the offences under Sections 61-1-14 of the Punjab Excise Act, 1914 registered at Police Station Phase 1, SAS Nagar Mohali.

Vide order dated 28.02.2023, the petitioner had been granted concession of interim bail in the following terms:-

“Learned counsel for the petitioner inter alia contends that the petitioner was neither named in the secret information received by the police nor apprehended at the spot. Learned counsel submits that in fact, the petitioner was nominated as an accused on the basis of disclosure statement made by one Divay Khanna @ Vikram Kumar, who too had been named in the disclosure statement made by co-accused Krishan Kumar from whom alleged recovery

of 520 boxes of liquor was effected. It has also been submitted that the petitioner is ready to join investigation and cooperate with the investigating agency.”

Learned counsel for the petitioner submits that in compliance of the order dated 28.02.2023, the petitioner has joined investigation and cooperated with the investigating agency.

Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He on further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation.

In the circumstances, the petition is allowed and the interim order dated 28.02.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

May 12, 2023
rps

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