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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-55558-2022
Date of decision: 27.04.2023

BALVEER SINGH

VERSUS

...PETITIONER

STATE OF PUNJAB

...RESPONDENT

CORAM: HON’BLE MR. JUSTICE VIVEK PURI

Present: Mr. Kuldip Singh, Advocate for the petitioner.
Ms. Ruchika Sabherwal, DAG, Punjab.

VIVEK PURI,J. (ORAL)

1. On 01.12.2022, the following order was passed by the Co-ordinate Bench:-

“The petitioner seeks grant of anticipatory bail in respect of a case registered vide FIR No.69, dated 16.4.2022, Police Station Vairo Ke, District Fazilka, under Section 61(1) of Punjab Excise Act, 1914.

The FIR was lodged pursuant to receipt of secret information received by the police to the effect that Balveer Singh (petitioner) indulges in distilling illicit liquor. Pursuant to receipt of said information, a raid was conducted at the house of the petitioner from where 500 liters of ‘lahan’ was recovered. However, the petitioner could not be arrested from the spot.

Notice of motion for 27.4.2023.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C. ”

2. Learned counsel for the petitioner contends that the petitioner has joined the investigation in pursuance of interim directions.

3. On instructions from ASI Pritpal, learned State counsel has not

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the investigation and his custodial interrogation is not required.

4. In view of the aforesaid submissions, the order dated 01.12.2022, granting interim bail to the petitioner is made absolute.
5. The petition is allowed.

27.04.2023
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(VIVEK PURI)
JUDGE

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