



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

218

**CRM-M-25978-2024
Date of Decision.:27.05.2024**

**Anmol Kumar
Vs.
State of Haryana**

**.....Petitioner
.....Respondent**

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Ravinder Singh Randhawa, Advocate
for the petitioner.

Mr. Ram Kumar Singla, DAG, Haryana.

DEEPAK GUPTA, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.0045 dated 11.02.2024 under Sections 420, 467, 468, 471 of the IPC, Section 61(1)(a) of The Punjab Excise Act, 1914 (Haryana Amendment Bill, 2020) registered at Police Station Bilaspur, District Gurugram.

2. As per prosecution allegations, on the basis of secret information, barricading was done and vehicle number RJ-11-GB-9452 was got stopped. The driver disclosed his name as Vibhash Kumar and helper disclosed his name as Manish. On query, they told that the truck contained mustard oil cake, which they were transporting from Punjab to Jharkhand. However, they could not produce any documents of the vehicle. They



CRM-M-25978-2024

-2-

produced three pages of the bulity of the mustard oil cake. However on checking the truck, no mustard oil cake was found therein. Rather, the truck was found to be containing 535 cartons of English liquor. Vibhash Kumar and Manish could not produce any license or permit regarding the same. Necessary samples were drawn. FIR was registered. Co-accused Mritunjay Kumar @ Rupesh and Roshan Kumar @ Bhola were arrested on 16.02.2024 and their disclosure statements were recorded. Another co-accused Neeraj @ Manav Tyagi was arrested on 02.05.2024 on the basis of disclosure statement of co-accused Ram Niwas. In his disclosure statement, said Neeraj @ Manav Tyagi nominated the petitioner. As per the investigation, it is the petitioner who got loaded the boxes of liquor in the apprehended truck for transporting the same to Jharkhand.

3. It is contended by learned counsel that petitioner is not named in the FIR; that he has been nominated only on basis of disclosure statement of accused Manav Tyagi; that he has no concern with the recovery of liquor; that he is being alleged to be main conspirator in arranging the liquor for smuggling to Jharkhand, without any incriminating material in this regard; and that he is ready to join the investigation.

4. Strongly opposing the bail petition, learned State counsel submits that name of the petitioner has surfaced during the investigation to be person who had got the liquor loaded in the truck which was later on apprehended at Panchgaon Chowk from Vibhash Kumar Choudhary and



CRM-M-25978-2024

-3-

Manish Choudhary and that custodial interrogation of the petitioner will be necessary to unearth the entire truth.

5. After hearing both the sides and looking into the nature of allegations and the huge recovery of liquor, which was being smuggled to Jharkhand, but without commenting anything further on the merits of the case, this Court is not inclined to grant the benefit of anticipatory bail to the petitioner as his custodial interrogation will be necessary to unearth the entire truth.

Dismissed.

(DEEPAK GUPTA)
JUDGE

May 27, 2024
Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No