



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

CRM-M No.32608 of 2024
Date of decision: 23rd September, 2024

Harjit Singh @ Kalu

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Vaibhav Gupta, Advocate for the petitioner.

Mr. Navdeep Singh, Dy. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.134 dated 24.05.2024 for the offences under Sections 61/1/14 of the Excise Act registered at Police Station Sadar Kharar, District SAS Nagar.

2. On the last date of hearing, i.e. 11.07.2024, while noticing the following submissions made by learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“Learned counsel inter alia contends that it is on account of the petitioner owing allegiance to a different political outfit, a false case has been planted upon him for allegedly pillion riding behind co-accused and transporting 48 bottles of liquor which were meant for sale within Chandigarh only. Learned counsel submits



that even otherwise, the petitioner, who has no criminal antecedents, is willing to join investigation and cooperate with the Investigating Agency, more so, when the alleged recovery of 48 bottles of liquor already stands affected from the co-accused who was apprehended at the spot.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 11.07.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from SI Amrinder Singh, 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.

5. In the circumstances, the petition is allowed and the interim order dated 11.07.2024 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C./Section 482(2) BNSS. 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

September 23, 2024
rps

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