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

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Date of Decision:- 06.11.2024

Amarjit Singh @ Amra

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Anmol Puri, Advocate for petitioner.

Mr. Kewal Singh, Addl. A.G., Punjab.

AMARJOT BHATTI, J.

1. Amarjit Singh @ Amra has filed anticipatory bail in FIR No.84 dated 21.06.2024 (Annexure P-1), under Section 61 of Excise Act, registered at Police Station Samana, District Patiala.
2. As per the facts of the case, on 21.06.2024, Head Constable Roop Singh and police party was on routine patrol duty. The investigating officer near Gurudwara Baba Jhugi Wala, Village Marori received secret information that Amarjit Singh @ Amra was doing business of selling illicit liquor and he was having huge quantity of illicit liquor at Bedighat Ghaggar near Village Marori and could be apprehended with the contraband. On the basis of this information, ruqa was sent for the registration of FIR. On conducting raid, present petitioner allegedly ran

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away from the spot who was duly identified by the police and from the spot 45 bottles of illicit liquor and one nip of 180 ML were recovered and taken into police possession.

3. Learned counsel for petitioner denied the allegations. It is alleged that petitioner was not apprehended on the spot. Even otherwise recovery has been effected. He has joined the investigation as per directions of this Court issued vide order dated 05.08.2024. He will abide by the terms of bail order. It is prayed that his anticipatory bail petition may be allowed.

4. Learned counsel representing State opposed the anticipatory bail petition filed by the petitioner. Status report is already filed. It is pointed out that said recovery has been effected. However, present petitioner is involved in 09 other FIRs under Excise Act. Therefore, he is not entitled to be released on anticipatory bail.

5. I have considered the arguments and have gone through the record. As per the facts narrated above, 45 bottles of illicit liquor and one nip of 180 ML already recovered. Present petitioner had managed to escape from there. As per the directions of this Court, petitioner has joined the investigation. He is not required for any other purpose. So far as other FIRs are concerned, same will be decided on its own merits. Therefore, no purpose would be served by sending the petitioner behind the bars. Accordingly, anticipatory bail petition filed by petitioner – Amarjit Singh @ Amra is allowed. He be not arrested. In case of his arrest, he be released on bail to the satisfaction of Arresting/Investigating Officer concerned, subject to condition that petitioner will join investigation as and when

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required. He will not tamper with or interfere with investigation and will not leave country without prior permission as provided under Section 482(2) BNSS.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly.

06.11.2024

Sunil Devi

Whether speaking/reasoned:Yes/No

Whether reportable:Yes/No

(AMARJOT BHATTI)

JUDGE