



CRM-M-54742-2024
Date of decision: 16.12.2024

GURMEET SINGH **...PETITIONER**

STATE OF HARYANARESPONDENT

Present: - Mr. Pulkit Sachdeva, Advocate for the petitioner.
Mr. Ramender Singh Chauhan, AAG, Haryana.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 of Cr.P.C.,
petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
254	22.03.2023	420, 467, 468, 471, 34 of IPC and 61of Excise Act.	Sector 58, Faridabad.

2. Learned counsel for the petitioner submits that in compliance to the order dated 31.10.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 31.10.2024.

3. Learned State counsel, on instructions from SI Jagdish, intimates the Court that the petitioner has joined investigation and is neither required for further investigation nor for any custodial interrogation.



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4. During the course of hearing on 31.10.2024, following order was passed:

“Learned counsel for the petitioner contends that during the course of raid, a Pickup vehicle bearing registration No. DL-1LAA-7206 driven by Adarsh Tiwari and Canter bearing registration No. UP16-JT-8707 driven by Sanjeev were taken into possession by the police. From the Canter, co-accused Rakesh, conductor was also arrested. It was found that three persons were carrying illicit liquor on two vehicles without any permit or licences. Learned counsel contends that the petitioner was neither named in the FIR nor was present at the spot. He submits that the petitioner had no concern either with the co-accused or the recovery of the illicit liquor from the two vehicles. In any case, the recovery of the vehicle has already been effected and the custodial interrogation of the petitioner may not be required.

Notice of motion.

On the asking of Court, Mr. Rajinder Kumar Banku, DAG, Haryana accepts notice on behalf of the respondent-State.

List on 28.11.2024.

In the meantime, the petitioner is directed to join the investigation. In the event of arrest, he shall be released on interim bail to the satisfaction of arresting/investigating officer subject to the conditions envisaged under Section 438 (2) Cr.P.C.”

5. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 31.10.2024 passed by this Court, interim bail



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granted vide order dated 31.10.2024 is hereby confirmed, subject to conditions as envisaged under Section 482 (2) of BNSS, 2023. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

- 6. The petition stands allowed.
- 7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)
JUDGE

16.12.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |