



CRM-M-56670-2024

1

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

225

CRM-M-56670-2024

Date of Decision : **November 20, 2024**

HARWINDER SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. P.S.Paul, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

KULDEEP TIWARI, J. (Oral)

1. Through the instant petition filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, the petitioner prays for grant of regular bail in case FIR No.81 dated 30.9.2024, Under Section 61-1-14 of the Punjab Excise Act, registered at Police Station Nurpur Bedi, District Rupnagar, Punjab.

2. The allegations against the present petitioner are that he was found carrying 10 boxes containing 12 bottles each of Officers Choice Whiskey (only meant for sale in Punjab) and 20 boxes containing 12 bottles each of Club King Whiskey (only meant for sale in Punjab) without any permit or licence.



CRM-M-56670-2024

2

3. Learned counsel for the petitioner in the asking for the relief (supra) submits that all the offences under which the petitioner has been arrested are triable by the Court of learned Judicial Magistrate 1st Class. He further submits that the petitioner is behind bars since 30.9.2024 and till date final report has not been filed, as the matter is still under investigation. He further submits that the allegation, as alleged against the present petitioner is of carrying licit liquor and the conclusion of trial would take a long time, as the matter is still under investigation.

4. Considering the fact that all the offences under which the petitioner has been arrested are triable by the Court of learned Judicial Magistrate 1st Class and the petitioner has suffered sufficient incarceration, this Court deems it fit and appropriate to extend the benefit of regular bail to the petitioner. Therefore, the present petition is **allowed**.

5. The petitioner is ordered to be released on bail on furnishing of bail bonds and surety bonds to the satisfaction of concerned Chief Judicial Magistrate/trial Court/Duty Magistrate.

6. However, anything observed here-in-above shall have no effect on the merits of the case and is meant for deciding the present petition only.

November 20, 2024
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(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No