

CRM-M-50589-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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Decided on: 01.12.2025

Varinder Kumar alias Chadni

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Rajesh K. Dadwal, Advocate
for the petitioner.
Mr. Sukhbeer Singh, DAG Punjab

SANJAY VASHISTH, J. (ORAL)

1. Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of FIR No.132 dated 24.08.2025, under Sections 61-1-14 of Excise Act, 1914, at PS Mahilpur, District Hoshiarpur.

2. On 10.09.2025, following order was passed:

“(i) Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:

<i>Name of Petitioner(s)</i>	<i>FIR No.</i>	<i>Date</i>	<i>Section(s)</i>	<i>Police Station</i>	<i>District</i>
<i>Varinder Kumar @ Chadni, aged about 35 years</i>	<i>132</i>	<i>24.08.2025</i>	<i>61-1-14 of Excise Act, 1914</i>	<i>Mahilpur</i>	<i>Hoshiarpur</i>

(ii) Learned counsel for the petitioner, inter alia, contends that 300 bottles of liquor labelled as 'Punjab Club King' whiskey, with the batch number scratched



off, and 48 bottles of 'Santra' liquor meant for sale in Punjab, have already been recovered from a poultry farm.

(iii) It is submitted that the said poultry farm is owned by the petitioner's father, and petitioner has no connection or involvement with the premises in question. Furthermore, since the recovery of the alleged illicit liquor has already been effected, custodial interrogation of the petitioner would serve no meaningful purpose. Moreover, petitioner is ready to join the investigation and fully cooperate, if protected from arrest by this Court. Thus, prays for grant of concession of anticipatory bail to the petitioner in the present case.

(iv) Notice of motion.

(v) On advance notice, Mr. Neeraj Madaan, Sr. DAG, Punjab, puts in appearance on behalf of the respondent State, and seeks some time to file status report in the matter.

(vi) Adjourned to 01.12.2025.

(vii) Meanwhile, the petitioner is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of his arrest, the petitioner shall be released on ad-interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioner shall also be abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).

(viii) Besides, it is directed that petitioner would hand over his passport to the Investigating Agency or to Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport.

It is also directed that before leaving country any time during trial, petitioner would seek prior permission of the Court.”

3. Learned counsel for the petitioner contends that in compliance to the order dated 10.09.2025 passed by this Court, the petitioner has joined the investigation on 20.09.2025.

4. Learned State counsel on instructions, confirms the said averment made by counsel for the petitioner of joining the investigation on 20.09.2025 by the petitioner, and submits that as of now, custodial interrogation of the petitioner is not required for the purpose of investigation.

5. Heard learned counsel for the parties.



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6. Since, petitioner has already joined the investigation and custodial interrogation is no more required; ad-interim bail order dated 10.09.2025 passed by this Court is hereby made absolute. Accordingly, present petition is allowed.
7. The petitioner shall continue to join the investigation as and when required to do so and abide by all the terms and conditions laid down under Section 482(2) of BNSS, 2023.
8. However, present order would be subject to the submission of his passport to the Investigating Agency or to Court concerned, if he possesses, within a period of one week from today. Otherwise, he/she would submit an affidavit, disclosing the fact that he does not possess any passport.
9. It is clarified that in case, aforesaid condition is not complied with, this order would be considered as *non est* automatically.

(SANJAY VASHISTH)
JUDGE

01.12.2025
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Whether Speaking/Reasoned:	YES/ NO
Whether Reportable:	YES /NO