

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

**CRM-M-27104-2019
Date of decision: 28.06.2019**

Gurinder Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Akshay Rana, Advocate
for the petitioner.

Mr. Shireesh Gupta, Sr. DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.110 dated 28.05.2019 under Section 61 of Punjab Excise Act, 1914, registered at Police Station Kharar, District SAS Nagar (Mohali).

Learned counsel for the petitioner submits that the petitioner has purchased a car on an affidavit and the recovery has already been effected. It is further submitted that it is a debatable issue whether the ASI, who conducted the investigation, was competent as per Section 46 of Punjab Excise Act.

Learned State counsel, on instructions from ASI Karamvir Singh, has not disputed the factual position.

In view of the above, this petition is disposed of and the petitioner is granted the concession of anticipatory bail subject to the conditions envisaged under Section 438 (2) Cr.P.C.

**[ARVIND SINGH SANGWAN]
JUDGE**

28.06.2019
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No