

CNR No.PBFZ0100-3136-2020

CIS No. BA-1643 of 2020

Dated of order: 27.08.2020

(Application u/s 438 Cr.P.C.)

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Present: Sh. G.S. Gill, Adv., counsel for the applicant/accused.

Sh. Dalip Kumar, Addl.PP for the State.

ORDER

1. Heard on the bail application moved by applicant/accused Paramjit Singh @ Pamma, under Section 438 of Cr.P.C, pertaining to FIR No.56, dated 31.05.2020, under section 61/1/14 of the Punjab Excise Act, Police Station, Makhu, wherein learned Additional PP for the State has opposed the same, on the ground that there are serious allegations against the applicant/accused.

2. Perusal of the FIR as well as police record shows that the present case has been registered on the basis of secret information against the applicant/accused with the allegations that he is in business of selling illicit liquor. As per police record, raid was conducted and thereby, recovery of 25 *litres lahan* has been effected from the house of the applicant/accused.

3. While taking into consideration the aforesaid factual position, though the name of the applicant/accused is there, in the FIR,

but at the same time, the alleged recovery of 25 *litres lahan* has already been effected for which no custodial interrogation is required; alongwith the fact that the applicant/accused was not arrested at the spot and that there are no chances of tampering of prosecution evidence and no possibility of the applicant/accused to flee from justice, therefore, in the event of arrest of applicant/accused in the case in hand, he shall be released on interim bail to the satisfaction of Arresting Officer/Investigating Officer. The applicant/accused shall comply with the provisions of section 438 (2) Cr.P.C and he shall join the investigation pertaining to the case in hand on or before 04.09.2020.

4. Now to come up on 04.09.2020 for further proceedings and consideration. Anything said in this order shall not affect the merits of the main trial in any manner. File put up before the learned Sessions Judge, Ferozepur, for the purpose of entrustment.

Pronounced in open Court.
Dated: 27.08.2020
yashpaul

Sd/-(Sachin Sharma)
Addl. Sessions Judge,
Ferozepur(Duty)