

**THE COURT OF SHRI PARMINDER SINGH RAI,
ADDITIONAL SESSIONS JUDGE, TARN TARAN**

CIS No : BA/1977/20.
Date of Institution : 19.08.2020.
Date of Decision : 27.08.2020.

Sukhchain Singh son of Amar Singh, resident of village Jamalpur, P.O
Shahbazpura, Tehsil Patti, District Tarn Taran.

-----Applicant/accused.

Versus.

State of Punjab.

-----Respondent.

FIR No. : 108 dated 02.08.2020.
Under Section : 61/1/14 Excise Act.
Police Station : Kacha Pakka.

Application under Section 438 Cr.P.C..

Present: Sh. A.S. Dhillon, Advocate, counsel for the
applicant/accused.
Sh. Gurpreet Singh Rana, APP for the State.

Order

Accused/applicant has moved the present bail application
under Section 438 Cr.P.C. seeking grant of anticipatory bail.

Heard. Learned counsel for accused has argued that the
applicant/accused is innocent and has been falsely implicated in the
present case. It is further argued that nothing is to be recovered from
the possession of the accused as alleged recovery has already been
effected and the story of prosecution is false. The applicant/accused is
ready and willing to join the investigation.

Ld. APP for the State has opposed the bail application on
the ground of seriousness of the offence.

As per the contents of the FIR on 02.08.2020 police party received secret information that applicant is indulged in selling of illicit liquor and if the raid be conducted illicit liquor can be recovered. As per the information FIR has been registered.

Police record has been called and received. Perusal of same show that recovery of 10 bottles of illicit liquor has already been effected but not from the accused at the spot. Accused is not stated to be involved in any such like cases even of preparing illicit liquor or being a smuggler of illicit liquor in the area and just a small quantity of illicit liquor has been recovered. So it would be in the fitness of things and larger interest of justice and investigation that accused is directed to join the investigation till 25.09.2020 and in such event the applicant/accused shall be admitted on interim bail to the satisfaction of arresting officer/investigation officer/SHO concerned of the police station subject to conditions:-

- a) The applicant shall join the investigation and corporate with the same as and when called by the investigation officer.
- b) He will not tamper with the prosecution evidence.
- c) He will not leave the country without prior permission of the court.

Report be submitted in this court and for consideration on the said date.

Pronounced
27.08.2020
Jaswinder Singh
Stenographer-III

Parminder Singh Rai
Additional Sessions Judge
Tarn Taran/UID-PB0175