

2025:PHHC:126556



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

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CRM-M-34861-2025 (O & M)

Date of decision: 15.09.2025

LAKHWINDER KAUR

...Petitioner

Versus

STATE OF PUNJAB

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Ms. Komal Preet Kaur, Advocate,
for the petitioner.

Mr. M.S.Bajwa, DAG, Punjab.

AMAN CHAUDHARY, J. (ORAL)

1. On 07.07.2025, this Court had passed the following order:-

“1. This is a petition for anticipatory bail filed under Section 482 of the Bhartiya Nagrik Suraksha Sanhita, 2023 in case FIR No.52 dated 17.05.2025 under Section 61 of the Excise Act, 1914 registered at Police Station Chattiwind, District Amritsar Rural.

2. The case of the prosecution is that 05 bottles of illicit liquor along with 180 Kgs. of Lahan has been recovered from the house of the petitioner. It has emerged that the petitioner is indulged in distilling of illicit liquor.

3. Learned counsel for the petitioner submits that the allegations levelled in the FIR are false as the petitioner is not involved in the business of distilling illicit liquor. It is further submitted that the petitioner is a 57 years old lady and was not present at the house at the time of recovery, moreover the recovery has not been made in the presence of any witness. Learned counsel submits that the petitioner is ready to join investigation.

4. Notice of motion for 15.09.2025.

5. On the asking of the Court Mr.Kamalpreet Bawa, DAG, Punjab accepts notice on behalf of the State.

6. In the meantime, the petitioner is directed to appear before the SHO/Investigating Officer to join

investigation as and when required and in the event of her arrest, she shall be released on interim bail on her furnishing bail bonds to the satisfaction of SHO/Investigating Agency, subject to the following conditions as envisaged under Section 482(2) of the BNSS [erstwhile Section 438(2) Cr.P.C.]:-

- i) that the petitioner shall make herself available for interrogation by a police officer as and when required;
- ii) that the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any police officer;
- iii) that the petitioner shall not leave India without the prior permission of the Court;
- iv) such other condition as may be imposed under sub-section (3) of Section 480, as if the bail were granted under that section.”

2. Learned counsel submits that in pursuance of the aforementioned order, the petitioner has not only joined investigation but also fully cooperated with the investigating agency. She further submits that in case the investigating agency requires the petitioner to appear, she shall make herself available without demur.

3. Learned State counsel on instructions, affirms the factum of joining the investigation by the petitioner and cooperating with the investigating agency. He also submits that at this stage, the petitioner is not required for further custodial interrogation.

4. In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed and the order dated 07.07.2025 granting interim bail to her, is hereby made absolute, subject to compliance of conditions as specified under Section 482 (2) of BNSS [erstwhile Section 438(2) Cr.P.C.].

5. However, it is made clear that if the petitioner fails to join and cooperate with the investigating agency as and when required, the

State would be at liberty to move an application for cancellation of the present anticipatory bail granted to her.

15.09.2025

parveen kumar

(AMAN CHAUDHARY)
JUDGE

Whether speaking/reasoned : Yes / No
Whether reportable : Yes / No