

Court No. - 9

Case :- CRIMINAL MISC ANTICIPATORY BAIL APPLICATION
U/S 438 CR.P.C. No. - 1419 of 2023

Applicant :- Bhupendra Kumar Yadav

Opposite Party :- State Of U.P. Thru. Prin. Secy. Home Lko.

Counsel for Applicant :- Hari Om Singh

Counsel for Opposite Party :- G.A.

Hon'ble Dinesh Kumar Singh, J.

1. Heard Shri Hari Om Singh, learned counsel for the applicant and Shri Rao Narain Singh, learned A.G.A. for the State and perused the record.

2. The present application under Section 438 Cr.P.C. Constitution of India has been filed on behalf of the accused-applicant in F.I.R. No.198 of 2023 under Section 3/5-A/8 of Uttar Pradesh Prevention of Cow Slaughter Act and Section 11 of Animal Cruelty Act, Police Station-Kadipur, District-Sultanpur, with prayer to enlarge him on anticipatory bail.

3. The applicant's plea for anticipatory bail was rejected by the learned Sessions Court vide order dated 30.05.2023 based on its finding that the accused-applicant is the owner of Truck bearing No.UP 44 G 0273, which was apprehended carrying nine Cow progeny mercilessly tied, which were taken for slaughtering to West Bengal.

4. Taking note of the facts and cruelty caused to the animals, learned Sessions Court has rejected the plea of anticipatory bail of the accused-applicant.

5. Considering the facts of the case and offences allegedly committed by the accused-applicant, I find no ground to enlarge the accused-applicant on anticipatory bail.

6. In view thereof, the present application is hereby **rejected**.

(Dinesh Kumar Singh, J.)

Order Date :- 21.6.2023

Piyush/-