

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

Crl.Misc.No.M-13211 of 2015(O&M)

Date of Decision : 06.05.2015

Abid and another

....Petitioners

Versus

State of Haryana

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present : Mr. S.S.Jattan, Advocate for the petitioners

Mr. Pawan Girdhar, Addl. AG, Haryana

MAHESH GROVER, J.

This is a petition filed under section 439 Cr.P.C. with a prayer for release of the petitioners on bail in a case registered vide F.I.R. No.384 dated 10.12.2014 under Sections 186,307,332,353 I.P.C. and Sections 25,54,59 of the Arms Act at Police Station Mahesh Nagar, Ambala.

The petitioners are alleged to be a part of a group engaged in cattle smuggling and when the police attempted to stop them, they broke the cordon and tried to overrun the police officials. One of them is alleged to have fired a shot also. Eventually, the vehicle was abandoned and the petitioners escaped.

Learned counsel for the petitioners contends that the petitioners are in custody since December, 2014 and challan has been presented and no cattle was recovered from the vehicle. Besides co-accused have already been enlarged on bail.

Learned counsel for the State, on the other hand opposed the prayer for bail and stated that they are part of an organized gang involved in

cattle smuggling across the border of the State.

After hearing the learned counsel for the parties and noticing the fact that the petitioners are in custody since December, 2014 and the trial is likely to take some time and also noticing the fact that co-accused have already been granted bail, I deem it appropriate to release the petitioners on bail to the satisfaction of the trial Court and the trial Court shall ensure furnishing of surety bonds of Rs.2 lacs each along with two sureties of the like amount as has been done in the case of co-accused.

Petition allowed.

Nothing said herein shall be construed to be an expression on the merits of the case.

May 06, 2015
rekha

(Mahesh Grover)
Judge