

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

**C.R.M-M No.170 of 2015
Date of Decision : 12.01.2015**

Rahul Malvia and another

..... Petitioners

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. S.P.S. Sidhu, Advocate
for the petitioners.

Ms. Amarjit Kaur Khurana, Addl.A.G., Punjab.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioners in case F.I.R. No.169 dated 09.11.2014 registered under Section 121-A IPC and Section 11 of the Prevention of Cruelty to Animals Act at Police Station Cantt. Ferozepur, District Ferozepur.

Learned counsel for the petitioners has argued that in this case the petitioners were accused of trying to smuggle scorpions to the Pakistan illegally and they have now been in custody since 09.11.2014. He has

further argued that the co-accused of the petitioners have also been granted bail.

Learned Additional Advocate General on instructions from S.I. Kewal Singh has accepted these factual assertions.

In the circumstances, keeping in view the entire factual matrix and the period of incarceration already suffered by the petitioners, without going into the merits of the case, I deem it appropriate to release the petitioners on regular bail to the satisfaction of the trial Court.

Ordered accordingly. It is made clear that if the petitioners are found involved in the same offence again, even the bail granted in this case would be liable to be cancelled.

Petition stands disposed of in the above terms.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

January 12, 2015

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**(AJAY TEWARI)
JUDGE**