

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

**C.R.M-M No.33011 of 2015
Date of Decision : 20.10.2015**

Islam and another

..... Petitioners

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Rakesh Guputa, Advocate
for Mr. Arjun Atri, Advocate
for the petitioners.
Mr. S.S. Pannu, D.A.G, Haryana.

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 438 Cr.P.C. for grant of anticipatory bail to the petitioners in case F.I.R. No.203 dated 02.05.2015 registered under Section 4-A of the Punjab Cow Slaughter Act, 1955, at P.S. Punhana, District Mewat, Haryana.

On 28.09.2015 the following order was passed:-

“Learned counsel for the petitioners states that co-accused was granted the concession of anticipatory bail in CRM-M-26280-2015 vide order dated 20.08.2015.

Notice for 20.10.2015.

In the meantime, arrest of the petitioners shall remain stayed.”

Learned Deputy Advocate General on instructions from ASI Bachu Singh has fairly accepted that similarly situated co-accused was granted the concession of anticipatory bail.

In view of the facts and circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioners since there is no justification for giving differential treatment to the petitioners.

Resultantly, the petition is allowed. In the event of arrest of the petitioners, they shall be released on bail to the satisfaction of the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

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

October 20, 2015

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**(AJAY TEWARI)
JUDGE**