

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

**CRM No.M-10918 of 2016 (O&M)
Date of Decision : 26.05.2016**

Salmu

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Rakesh Gupta, Advocate for
Mr. Arjun Atri, Advocate for the petitioner.
Mr. Vivek Saini, DAG, Haryana.

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TEJINDER SINGH DHINDSA, J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.87 dated 13.02.2016, under Sections 5/13(2) of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015, registered at Police Station Nuh, District Mewat.

On 08.04.2016, while issuing notice of motion, the following order was passed by this Court:

“The present petition has been filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner in case FIR No.87 dated 13.02.2016, under Sections 5/13(2) of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act 2015, registered at Police Station Nuh, District Mewat, Haryana.

Counsel would submit that FIR was registered on the basis of secret information that the present petitioner is involved in the profession of cow slaughter. A raid party is stated to have been constituted based on such secret information and as per prosecution version, the present petitioner is alleged to have escaped from the spot. Petitioner

is sought to be implicated on the basis that secret informant has identified him.

List on 26.05.2016.

To be listed along with CRM No.M-7681 of 2016.

In the meanwhile, petitioner is directed to appear before the Investigating Officer and to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/ Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438 2) Cr.P.C.”

Learned State counsel upon instructions from ASI Pawan Kumar apprises the Court that the petitioner has since joined investigation.

Under such circumstances, custodial interrogation of the petitioner would not be warranted.

Petition is allowed. Order dated 08.04.2016 passed by this Court is made absolute.

Disposed of.

26.05.2016

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**(TEJINDER SINGH DHINDSA)
JUDGE**