

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

**CRM-M No.14598 of 2016 (O&M)
Date of Decision: 02.05.2016**

Jahid Khan

..... Petitioner

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Sanjeev Kr. Panwar, Advocate for the petitioner.

JASWANT SINGH, J. (Oral)

The prayer is for grant of anticipatory bail under Section 438 Cr.P.C. to the petitioner/accused-Jahid Khan in case FIR No.227 dated 20.09.2015, under Sections 279, 307, 420, 473 of the Indian Penal Code; Section 4B/8 of the Punjab Cow Slaughter Act; Section 11(1) of the Prevention of Cruelty to Animals Act and Sections 25/54/59 of the Arms Act, registered with Police Station Bilaspur, District Yamuna Nagar (**Annexure P-1**).

On the intervening night of 19/20.09.2015 at around 1:30 AM, on secret information, a truck bearing No.HR-38-N-1389 on its front side and HR-58-A-1379 on its back side was intercepted, carrying 13 Bulls and 01 Cow for slaughtering to the State of Uttar Pradesh from Punjab.

The driver of the truck tried to run over the police party and others opened fire on the police party. Upon reaching Village Naiwala, the driver and the occupants of the truck are alleged to have fled away in the darkness and the truck along with animals were recovered.

The petitioner is admittedly the owner of the truck and none of the co-accused till now has been arrested.

Learned Counsel for the petitioner submits that the petitioner was neither apprehended at the spot nor is involved in such activity.

After hearing learned Counsel for the petitioner and perusing the paper-book, there is absolutely no explanation as to who had taken his truck from the custody of the petitioner.

Keeping in view the nature and gravity of the offence, no case for grant of anticipatory bail to the petitioner is made out.

Accordingly, the present petition stands dismissed.

May 02, 2016

Gagan

(JASWANT SINGH)
JUDGE