

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

CRM-M -18987 of 2016 (O&M)

Date of decision: 08.08.2016

Mubarik

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Ms. Amrita Singh, Advocate for
Mr. Saleem Ahmed, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana
assisted by ASI Kamal Singh.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in case FIR No.183, dated 01.04.2016, registered under Sections 5/13 (2), 17 HGS & GS Act, Sections 11/59/60 of A.C. Act and Sections 186, 332, 353 and 120-B IPC, at Police Station Nuh, District Mewat.

On 28.05.2016, this Court had passed the following order:-

“Petitioner is Driver of a Canter who allegedly indulged in carrying the cattle for slaughtering.

On having been intercepted by the police, the Driver made an attempt to escape and was able to throw the cows by lowering

the level of the Canter.

Since the petitioner was not arrested from the spot, his identity and involvement appears to be a debatable issue at this stage.

Notice to Advocate General, Haryana, for August 8, 2016.

Meanwhile, an interim direction is issued that the petitioner will join investigation on or before June 11, 2016 and in case of his doing so, he will be released on interim bail to the satisfaction of the arresting officer.”

It is contended that in pursuance of the order dated 28.05.2016, the petitioner has joined the investigation.

The learned State counsel, on instructions, submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 28.05.2016, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

08.08.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No