

CRM-M-24815-2016

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

CRM-M-24815-2016

Date of Decision:11.08.2016

Salim

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Saleem Ahmed, Advocate,
for the petitioner.

Mr. B.S.Virk, Deputy Advocate General, Haryana.

INDERJIT SINGH, J.

Petitioner, Salim has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.126 dated 02.03.2016, registered at Police Station Nuh, District Mewat, under Section 411 IPC read with Section 13 (2) of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015 and Section 11 of Prevention of Cruelty to Animal Act.

Notice of motion has been issued in this case.

Mr. B.S.Virk, learned Deputy Advocate General, Haryana has put in appearance on behalf of the respondent-State and contested this petition.

From the perusal of record, I find that the present FIR has been registered on the basis of secret information that the present

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petitioner, Salim along with co-accused in connivance with each other used to indulge in cow slaughtering and they had collected seven cows in the house of Nisar, situated at village Dihana. They were taking these cows to Rajasthan by loading in a TATA vehicle for the purpose of slaughtering. A raid was conducted at the house of accused-Nisar and six persons were seen loading cows in TATA 407 vehicle. On seeing the police party, they tried to run away after leaving the cows, however, accused, Arsad @ Bandar was apprehended.

Keeping in view the facts and circumstances of the present case, I find that no useful purpose would be served by sending the petitioner to custody as the prosecution version reveals that the petitioner was not apprehended at the spot and his name was disclosed by co-accused.

Without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case and that no useful purpose will be served by sending the petitioner to custody, I find merit in the present petition and the same is allowed. It is ordered that in the event of arrest, petitioner be released on anticipatory bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

11.08.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned

: Yes

Whether reportable

: No