IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M No.3143 of 2016 (O&M)
Date of Decision: 09.02.2016

Mustakim

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

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

Mr. Gaurav Dhir, Deputy Advocate General, Haryana for the respondent/State.

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JASWANT SINGH, J. (Oral)

Prayer is for grant of regular bail under Section 439 Cr.P.C. on behalf of the petitioner/accused in case FIR No.412 dated 29.07.2015, under Sections 379, 307, 420 of the Indian Penal Code; Sections 3/8, 4A & 5/8 of the C.S. Act; Sections 25/54/59 of the Arms Act and Sections 11/59/60 of the Animals Cruelty Act, registered with Police Station Saran, District Faridabad.

As per the allegations in the FIR, *inter alia,* on 29.07.2015, a secret information was received by complainant-Jai Parkash along with other members of Cow Protection Society that 6-7 persons are lifting some cows from Dabua Colony and are coming towards Mulla Chowk. They reached there. In the meanwhile, police party also chased the said 6-7 persons. Said persons fired at the vehicle of police party, who also fired in the air, while chasing them. Accused party hit their vehicle in the wall and in order to flee away from the spot, they jumped into a drain but were taken out from there. Two Cows were recovered from the vehicle of the accused.

Learned Counsel for the petitioner/accused submits that the petitioner has been falsely implicated in the present case and no role has

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been assigned to him. He further submits that the petitioner has not fired upon the police party. He further submits that neither the petitioner was driving the vehicle nor he is owner of the same.

The petitioner is stated to be in custody since 03.08.2015.

At this stage, learned Counsel for the petitioner/accused wishes to withdraw the present petition.

Dismissed as withdrawn.

February 09, 2016 **(JASWANT SINGH)**
Gagan **JUDGE**

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