

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

***CRM No.M-7880 of 2016 (O&M)
Date of decision:10.03.2016***

Fakru

... Petitioner

Vs.

State of Haryana

... Respondent

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

Present: Mr. Saleem Ahmed, Advocate for the petitioner.
Mr. Rajiv Doon, AAG, Haryana.

...

TEJINDER SINGH DHINDSA, J.

Petitioner seeks benefit of regular bail pending trial in case FIR No.659 dated 24.12.2014, under Sections 307/34 IPC and Sections 3/8, 4-A/8, 5/8 of the Cow Slaughter Act, registered at Police Station City, District Palwal.

Prosecution version is that upon secret information having been received, the present petitioner along with co-accused who are engaged in the act of cow slaughtering would bring cows in a Tata vehicle bearing registration No.RJ-40-GA-0052 and if raid is conducted then they can be arrested. As per secret information, *nakabandi* was done and after sometime, a Tata 407 vehicle came at a high speed and broken the barricade with an intention to kill the police party.

The present petitioner is sought to be implicated in the present case on the basis that he was driver of the offending vehicle.

Petitioner was arrested on 03.09.2015.

Investigation having been completed, challan was presented and learned State counsel informs the Court that out of 17 prosecution

witnesses cited only 2 have been examined till date. The trial, as such, would take time to conclude.

It has further gone uncontroverted that none of the police officials at the time of *nakabandi* had received any injury in the alleged occurrence.

Without making any observations on merits and keeping in view the length of incarceration already suffered by the petitioner, he is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Palwal.

Disposed of.

10.03.2016

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(TEJINDER SINGH DHINDSA)
JUDGE