

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

CRM-M -13824 of 2017 (O&M)
Date of decision: 03.07.2017

Mohammad Kasim

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. DPS Bajwa, Advocate for
Mr. Shalender Mohan, Advocate for the petitioner(s).

Mr. Neeraj Poswal, AAG, Haryana.
assisted by ASI Dharampal.

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 FIR No.0025 dated 25.01.2017, registered under Sections 279, 336, 427 of IPC, Sections 13 & 17 of Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015 and Section 11 of Prevention of Cruelty to Animals Act, 1960, at Police Station Sadar Hansi.

On 25.04.2017, this Court had passed the following order:-

“Learned counsel contends that the petitioner was not present at the spot and he has been roped in the present FIR on the basis of his being owner of the vehicle which he had already

given on rent in favour of co-accused, namely, Mohammad Hasan vide agreement dated 26.12.2016 (Annexure P-2).

Notice of motion for 03.07.2017.

The petitioner is directed to join the investigation.

Meanwhile, in the event of arrest of the petitioner by the Arresting Officer, he shall be released on interim bail subject to the following conditions:-

- 1.That he shall make himself available for interrogation by a police officer as and when required;*
- 2.That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;*
- 3.That he shall not leave India without prior permission of the Court.”*

It is contended that in pursuance of the order dated 25.04.2017, 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 25.04.2017, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

03.07.2017

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(JITENDRA CHAUHAN)
JUDGE

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