

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

Criminal Misc. No. M-2927-2018

Date of Decision: 13.07.2018

Mubarik @ Bhattal and another

.. Petitioners

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

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

Mr. B.S. Virk, DAG, Haryana for respondent(s)-State.

...

Inderjit Singh, J.

Petitioners-Mubarik @ Bhattal and Sahabuddin @ Kanja have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.527 dated 15.12.2017, registered at Police Station Ferozepur Jhirka, District Nuh, under Sections 13(1), 13(3) and 3 of Haryana Gauvansh Sarankashan and Gau Samvardhan Act.

Notice of motion was issued in this case.

Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

Learned counsel for the petitioners states that the petitioners have already join the investigation. They have complied with the interim order dated 24.01.2018 by surrendering their passports and by also furnishing affidavit. They are not required for custodial interrogation. Nothing has been recovered from them. Therefore, no useful purpose would be served by sending the petitioners to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 24.01.2018, granting interim bail to the petitioners, is made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

13.07.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No