

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

CRM-M-42211-2017 (O&M)

Date of decision: 23.04.2018

Arman

... Petitioner

Vs.

State of Haryana

... Respondent

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

Present: Mr. Arjun Atri, Advocate for the petitioner.

Mr. Amrik Narwal, DAG, Haryana.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

Petitioner seeks concession of pre-arrest bail in case FIR No.382, dated 13.10.2017, under Sections 13(1) and 13(3) of the Haryana Gauvansh Sanrakshan And Gausamvardhan Act, 2015 registered at Police Station Punhana, District Mewat.

While issuing notice of motion, the following order was passed by this Court on 08.02.2018:

“The instant petition has been filed under Section 438 Cr.P.C seeking the concession of pre-arrest bail to the petitioner in case FIR No.382 dated 13.10.2017 under sections 13(1) and 13(3) of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015, registered at Police Station, Punhana, District Mewat.

Counsel would submit that the petitioner was not previously known to the complainant and neither was he a resident of the same locality and as such, there was no occasion for the complainant to have identified the petitioner. Further submitted that even the motorcycle bearing registration no.HR-28-E-5972 is not in the ownership of the

petitioner and he has no concern with the allegations of selling of beef. Further stand taken is that the petitioner has clean antecedents and is not involved in any other FIR of a similar nature.

Notice of motion, returnable for 21.3.2018.

In the meanwhile, petitioner is directed to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from HC Jag Ram apprises the Court that the petitioner has since joined investigation and a recovery of a *kulhari* has also been effected from the petitioner.

Petitioner having already joined the investigation and having cooperated with the Investigating Agency, prayer made in the present petition is accepted.

Petition is allowed.

Order dated 08.02.2018 passed by this Court is made absolute.

23.04.2018

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No