

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

118

**CRM-M-36309-2018 (O&M)
Date of Decision : 30.01.2019**

Bashir and another

..... Petitioners

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

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

Mr. Himmat Singh, D.A.G., Haryana.

AJAY TEWARI, J. (ORAL)

This is a second petition under Section 482 Cr.P.C. for quashing of the impugned order dated 09.10.2017 (Annexure P-4) passed by the SDJM, Firozpur Jhirka, order dated 03.01.2018 (Annexure P-6) passed by the Sessions Judge, Mewat at Nuh, order dated 20.02.2017 (Annexure P-9) passed by the Sub Divisional Magistrate, Firozpur Jhirka and order dated 21.11.2017 (Annexure P-11) passed by the Deputy Commissioner, Nuh rejecting the plea for releasing the vehicle on superdari in FIR No.295 dated 16.12.2016 registered under Section 13(2) of Haryana Gauvansh Sarankshan and Gausamvardhan Act, 2015 and Section 11 of the Prevention of Cruelty to Animals Act, 1960 and Section 120-B IPC at P.S. Firozpur Jhirka, District Nuh.

Learned Deputy Advocate General on instructions from ASI

Abdul Gafar states that he has no objection if the impugned orders are set

aside and further states that Section 17 of the Haryana Gauvansh Sarankshan and Gausamvardhan Act, 2015 is under consideration.

Consequently, the petition is allowed. The impugned orders are set aside and the trial Court is directed to release the vehicle on superdari.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

January 30, 2019
ashish

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No