

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

**CRM-M-28352-2019
Date of decision: 11.07.2019**

Aasab**...Petitioner**

Versus

State of Haryana**...Respondent****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. Mazlish Khan, Advocate
for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 160 dated 27.03.2019, registered under Sections 13(1), 13(3) and 17 of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015 at Police Station Tauru, District Nuh, Mewat.

Learned counsel for the petitioner submits that the FIR was registered on a secret information that the petitioner is indulged in illegal trade of cow slaughtering, whereas the petitioner has no such history of involvement in any case under the said Act.

Learned counsel for the petitioner further submits that the petitioner is in custody for the last three months and thirteen days; investigation is complete; challan stands presented and it will take a long time in conclusion of the trial.

Learned State counsel, on instructions from HC Krishan Kumar, submits that the petitioner was apprehended with 40 Kgs. of cow

beef, however, could not dispute that no independent witness was joined at the time of recovery.

Learned State counsel has filed custody certificate, as per which, the petitioner is in judicial custody for the last three months and thirteen days and he is not involved in any other case under the said Act except FIR No. 264 of 2018 under Section 379 IPC, in which, he is on bail.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioner is in judicial custody; the conclusion of the trial is likely to take a long time and also in view of the fact that the petitioner is not involved in any similar case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

11.07.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No