

CRM-M-15761-2020

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

CRM-M-15761-2020 (O & M)

Date of Decision: 20.08.2020

Kamil

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

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

Mr. Ramesh Kumar Ambavta, AAG Haryana.

HARNARESH SINGH GILL, J.(Oral)

Case is taken up for hearing through video conferencing.

CRM-13835-2020

This is an application under Section 482 Cr.P.C. seeking exemption from filing the court fee.

Disposed of with a direction to the learned counsel for the petitioner to deposit the court fee on-line forthwith.

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Through this petition, the petitioner seeks anticipatory bail in case FIR No.241 dated 30.05.2019, registered at Police Station City Palwal, District Palwal, under Sections 307 and 34 IPC, Section 25 of the Arms Act, 1959, Section 11 of the Prevention of Cruelty to Animals Act, 1960 and Sections 13(2) and 5 and 17(added later on) of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015.

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A Coordinate Bench, on 19.06.2020, passed the following order:

“The matter is taken up through video conference/WhatsApp [due to the pandemic COVID-19].

This is the first petition filed under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.0241 dated 30.05.2019 registered under Sections 307, 34 IPC-1860, Sections 25, 54, 59 of Arms Act, 1959 and Section 13 (2) of HGS & GS Act, 2015 later on added Sections 5, 17 of HGS & GS Act, 2015 and Sections 11, 59, 60 of Animal Cruelty Act at Police Station City Palwal, District Palwal.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case because of the party fraction in the village. He further submits as per reply filed by prosecution, the IO has categorically stated that no fire or empty cartridge was recovered from the spot.

Notice of motion.

Mr. Saurabh Mohunta, DAG, Haryana accepts notice on behalf of the respondent-State.

List on 20.08.2020.

In the meanwhile, the petitioner shall appear before the Investigating Officer/Arresting Officer as and when required and shall fully cooperate in the investigation of this case. In the event of his arrest, the petitioner shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer. Petitioner shall comply with the conditions as stipulated in Section 438(2) Cr.P.C.”

Learned counsel for the petitioner submits that pursuant to the order dated 19.06.2020 passed by the Coordinate Bench, the petitioner has joined the investigation.

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Learned State counsel, on instructions from SI Abhay Pal Singh, submits that the petitioner joined the investigation on 25.07.2020 and is now not required for any further investigation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 19.06.2020 granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

20.08.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No