

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

CRM-M-17185-2020

Date of decision: 4.8.2020

Aasif

.....Petitioner.

vs.

State of Haryana

.....Respondent.

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: - Ms. Rosi, Advocate for the petitioner.

Mr. Deepak Bhardwaj, Deputy Advocate
General, Haryana.

.....

Sanjay Kumar, J. (ORAL)

The petitioner is one of the accused in FIR No. 200 dated 10.6.2020 on the file of Police Station Punhana, District Nuh, registered under Sections 13 (1) and 13 (2) of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015, and Section 188 IPC. By way of this petition, he seeks grant of anticipatory bail.

The case of the prosecution is that a Tata 407 vehicle was seized with 414 cow hides and that the persons present there ran away upon seeing the approaching police party. The vehicle in question allegedly belonged to the petitioner. This aspect was brought out by the police and led to dismissal of the petitioner's anticipatory bail application on 23.6.2020 before the learned Additional Sessions Judge, Nuh. Despite the same, the petitioner made no mention in the petition of whether the seized vehicle belonged to him and the circumstances in which it came to be used in the commission of the offence.

On 22.7.2020, this Court directed the State to file an affidavit in relation to the ownership of the subject seized vehicle. Pursuant thereto, Chander Pal, Deputy Superintendent of Police, Firojpur Jhirka, District Nuh, filed affidavit dated 31.7.2020 stating that as per the report obtained from the District Transport Officer, Dousa, Rajasthan, the Tata 407 vehicle bearing registration number RJ-02-GA-9914 was registered in the name of the petitioner.

In the light of the aforestated clinching evidence of the petitioner's own vehicle being used in the commission of the offence, it is not open to him to distance himself from the case. This Court therefore finds no grounds to extend any indulgence to the petitioner.

The petition is accordingly dismissed.

(SANJAY KUMAR)
JUDGE

4.8.2020

preeti	
whether speaking/non speaking	yes/no
whether reportable/non reportable	yes/no