

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

**CRM-M No.18380 of 2020 (O&M)
Date of Decision: 14.10.2020**

Sabir @ Sabar

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Sanchit Punia, Advocate for the petitioner.

Mr. Pardeep Prakash Chahar, DAG, Haryana
for the respondent.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in case FIR No.129 dated 09.06.2020, under Section 13(1)(2)(3) of the Haryana Gauvansh Samrakshan and Gausamvardhan Act, 2015, registered at Police Station Chhachhrauli, District Yamuna Nagar.

This Court, while issuing notice of motion on 13.07.2020, passed the following order:-

“ *Contends that, although, petitioner is named in the FIR, but recovery of 5 kg. beef was effected from three co-accused, namely Imran alias Kala, Bundu and Javed. Also contends that there is no other criminal case pending against the petitioner.*

Notice of motion for 24.08.2020.

In the meanwhile, petitioner is directed to join investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him to interim bail, till the next date of hearing, on his furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973. ”

Contents that in terms of the above order, petitioner has joined the investigation.

Learned State Counsel, on instructions from S.I. Charanjeet, has apprised the Court that in terms of order dated 13.07.2020, petitioner has already joined investigation; recovery of alleged 5 Kg. of Beef was effected from co-accused, namely, Imran @ Kala, Bundu as well as Javed and custodial interrogation of the petitioner is not required.

In view of above, interim order dated 13.07.2020 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

Disposed off accordingly.

The above observations may not be construed as an expression of opinion on merits of the case.

October 14th, 2020

Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No