

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No.32029 of 2020 (O&M)

Date of Decision: 24.11.2020

Sharook

..... Petitioner

V/s.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Munfaid Khan, Advocate
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

Harnaresh Singh Gill, J (Oral)

The case is being taken up for hearing through video conferencing.

Through the instant petition under section 438 Cr.P.C., the petitioner seeks anticipatory bail in case FIR No. 113 dated 05.03.2020 under Section 5/13 (2) of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015 registered at Police Station Nuh, District Nuh.

On 09.10.2020, a Coordinate Bench of this Court passed the following order:-

“ This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

It is inter alia submitted that the petitioner has been falsely implicated in FIR No. 113 dated 05.03.2020, under Section 5/13 (2) of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015, Police Station Nuh, District Nuh. Identification of the petitioner is completely suspect in the present case. The petitioner, it is submitted is not involved in any other criminal case.

Notice of motion.

Mr. Gagandeep Singh Chhina, AAG, Haryana, accepts notice on behalf of the respondent-State. Advance copy of the petition stands served.

At request, adjourned to 24.11.2020.

In the meanwhile, the petitioner shall appear before the Investigating Officer and join investigation. In the event of his arrest, the petitioner shall be released on bail to the satisfaction of Investigating Officer. Petitioner shall comply with the conditions stipulated in Section 438(2) Cr.P.C.”

Learned counsel for the petitioner states that pursuant to the order dated 09.10.2020 passed by the Coordinate Bench of this Court, the petitioner has joined the investigation.

Learned State counsel on instructions from HC Khem Chand, states that the petitioner has joined the investigation and he is not required for any further investigation.

I have heard the learned counsel for the parties.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 09.10.2020 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.

24th November, 2020

Sonia Puri

**(HARNARESH SINGH GILL)
JUDGE**

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