

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-3337-2020

Date of decision: 09.08.2021

Mukeem

..... Petitioner

versus

State of Haryana

..... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Arjun Atri, Advocate for the petitioner.

Mr. Bhupinder Singh, DAG, Haryana.

(The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual court)

ARUN PALLI, J. (Oral)

Vide this petition under Section 438 of Cr.P.C., the petitioner prays for an anticipatory bail in FIR No. 97 dated 21.11.2019 registered under Sections 3/13 (1), 8/13 (3), 17 of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015 at Police Station City Nuh, District Mewat, Haryana.

Upon hearing the learned counsel for the petitioner on 27.1.2020 this court has released the petitioner on interim bail :-

“Submits *inter alia* that no recovery was made from the petitioner himself nor he was arrested from the spot.

Submits further that he has no connection whatsoever with the Motorcycle from which the contraband was seized, and which is presently in custody of the Police.

Notice of motion for 25.03.2020.

Meanwhile, in the event of arrest of the petitioner by the Arresting/Investigating Officer, he shall be released on interim bail subject to the following conditions:-

1. That he shall make himself available for interrogation by a Police Officer as and when required;

2. That he shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any Police Officer and;
3. That he shall not leave India without prior permission of the Court.

Upon being pointedly asked, learned State counsel submits that pursuant to the order dated 27.1.2020 (*ibid*), the petitioner has since joined and co-operating with the Investigating Agency and, therefore, his custodial interrogation is not required.

In the wake of the above and as the order whereby the petitioner was enlarged on interim bail was passed over an year and a half ago, the order dated 27.1.2020 (*ibid*) is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C., and shall join the investigation as and when called upon to do so.

The petition stands disposed of, accordingly.

09.08.2021
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(ARUN PALLI)
JUDGE

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