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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.7003 of 2021 (O&M)
Decided on: 13.12.2021

Sahid

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

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

Mr. Deepak Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.396 dated 25.09.2020, registered under Sections 5/13(2), 17 of the Haryana Gauthansh Sanrakshan and Gauthamvardhan Act, 2015 and 11/59/60 of the Animal Cruelty Act, 1960, at Police Station Ferozepur Jhirka, District Nuh.

The operative part of the order dated 20.09.2021, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...Learned counsel for the petitioner submits that though the petitioner has been named in the FIR along with coaccused Sahabu @ Langoti and Mustakim, but no overt act has been attributed to him. Co-accused have already been granted regular bail after effecting recoveries from them. Necessary correction in the name of Sahid as appearing in the order dated 15.02.2021 has already been done vide order dated 15.03.2021.

Notice of motion was issued on 15.03.2021 and

arrest of the petitioner was stayed.

In the very nature of observations made by this Court in the order dated 15.03.2021, I deem it appropriate to direct the petitioner to appear before the SHO/Investigating Officer to join investigation on 27.09.2021 at 11.00 A.M. and in the event of his arrest, he shall be enlarged on interim bail, subject to his furnishing requisite bail bonds/surety bonds to the satisfaction of Arresting Officer. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Nothing expressed hereinabove shall be construed to be an opinion in the merits of the case. The case shall be decided on the merits on the adjourned date.

List on 13.12.2021....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 20.09.2021, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from ASI Ravi Kant, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 20.09.2021 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

13.12.2021

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Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No