

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

204-2

**CRM-M-9552-2020
Date of Decision:01.07.2021**

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...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Inderjeet Singh, Advocate
for the petitioner.

Mr. Kuldeep Tiwari, Addl. A.G., Haryana.

SUVIR SEHGAL, J.(ORAL)

The Court has been convened through video conferencing due to Covid-19 pandemic.

Through the instant petition under Section 438 of Code of Criminal Procedure, 1973, the petitioner seeks anticipatory bail in case FIR No.172 dated 24.12.2019, registered under Sections 32, 33 of Indian Forest Act, 1927; Sections 379, 411 IPC, 1860 and Sections 27 and 29 of Wild Life (Protection) Act, 1972, at Police Station Partap Nagar, District Yamuna Nagar.

On 04.03.2020, this Court had passed the following order:-

“Learned counsel for the petitioner submits that the petitioner has been described as Islam son of Noordin, resident of Village Chikan in the FIR. The petitioner has not committed any offence under Sections 32 and 33 of Indian Forest Act, 1927 or under Sections 27 and 29 of Wild Life (Protection) Act, 1972. He further

submits that as per the FIR the only role attributed to the petitioner is that he has illegally cut trees from Kalesar Forest Range. He placed reliance on the order dated 10.02.2020 (Annexure P-2) passed by this Court in CRM-M-3803-2020—Abdul Rehman Vs. State of Haryana.

Notice of motion for 17.04.2020.

Meanwhile, the petitioner shall join the investigation and would be present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.

To be heard along with CRM-M-3803-2020.”

Learned State counsel on instructions from SI Shamsheer Singh, states that the petitioner has joined the investigation and he is no longer required for custodial interrogation. He has further instructions to state that the petitioner is not involved in any other criminal case.

In view of the said facts, without commenting on the merits of the case, the present petition is allowed and the order dated 04.03.2020 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.

01.07.2021
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No