

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

CRM-M-20534 of 2020

Date of Decision:-17.02.2021

Islam

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE GURVINDER SINGH GILL

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

Mr. Ramesh Kumar Ambavta, AAG Haryana
assisted by HC Praveen.

(Proceedings conducted through Video Conferencing)

GURVINDER SINGH GILL J.(Oral)

The petitioner seeks grant of regular bail in a case registered against him vide FIR No.129 dated 09.06.2020, under Sections 13(1)(2)(3) of Haryana Gauvansh Samrakshan and Gausamvardhan Act, 2015, registered at Police Station Chhachhrauli, District Yamuna Nagar.

The case of the prosecution in nut-shell is that on 09.6.2020 a secret information was received by the police that co-accused Sabar indulged in cow slaughtering and that beef was being sold through co-accused, namely, Javed, Imran alias Kala and Bundu. Pursuant to the said information, Javed, Imran alias Kala and Bundu were arrested on the same

day and 5 kilograms of beef was recovered. On the same day the petitioner was also arrested, who later on was released on interim bail on account of spread of pandemic but as on date he has been again taken into custody as the petitioner is stated to have surrendered on 15.02.2021.

Learned counsel for the petitioner has submitted that he was never arrested at the spot and that the challan has already been presented and he is not required to be detained for any useful purpose.

Opposing the petition, learned State counsel has submitted that since the petitioner has been specifically named in the FIR and recovery of beef was effected from co-accused, no case for grant of bail is made out. Learned State counsel, however, has informed that the investigation is complete and challan already stands presented.

Having regard to the aforesaid factual position wherein the challan already stands presented, no useful purpose would be served by further detaining the petitioner behind bars. The petitions, as such, are accepted and the petitioners are ordered to be released on regular bail on their furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

February 17, 2021
Vijay Asija

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No