

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

**CRM-M-37883-2021
Date of decision-14.12.2021**

Mohd. Nasim

....Petitioner

Vs.

State of Haryana `

...Respondents

CORAM:- HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr.Saleem Ahmed, Advocate for the petitioner.

Mr. Amrik Singh Narwal, DAG, Haryana.

SANT PARKASH, J.(ORAL)

Prayer in this petition is for grant of anticipatory bail to the petitioner, in case, FIR No.142 dated 10.05.2020, registered under Sections 5/13(2), 17 of H.G.S. & G.S. Act, 2015 Section 11-59-60 of Animal Cruelty Act, 1960 and Sections 188, 269, 429 and 120-B of the Indian Penal Code, at Police Station Punhana, District Nuh (Haryana).

While issuing notice of motion in the this case vide order dated 20.09.2021, the following order was passed by this Court.

“The case has been taken up for hearing through video conferencing. Learned counsel for the petitioner submits that petitioner is the owner of the truck and he has been nominated in the present FIR after 15 months of the occurrence when he filed an application for taking the truck on sapurdari. Petitioner is not involved in any other case of like nature, however three cases under IPC are pending against him.

Notice of motion for 14.12.2021.

The aforesaid fact has been ascertained by learned State counsel. Learned State counsel admits the aforesaid position and submits that no other case of similar nature is pending against the petitioner.

In the meanwhile, petitioner is directed to appear before the SHO/Investigating Officer to join investigation on 29.09.2021 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.”

Learned State counsel, on instructions from HC Jagat Singh, submits that the petitioner has joined the investigation and his custodial interrogation is not required.

Having considered the facts and circumstances of the case, order dated 20.09.2021 passed by this Court is made absolute, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Disposed of accordingly.

(SANT PARKASH)
JUDGE

14.12.2021
Anjal

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No