

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

(I) CRM-M-1982-2022 (O&M)

Gaffar ...Petitioner

Versus

State of Haryana ...Respondent

(II) CRM-M-3411-2022 (O&M)

Toufik ...Petitioner

Versus

State of Haryana ...Respondent

Date of Decision: 13.07.2022

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Talim Hussain, Advocate, for the petitioner
in CRM-M-1982-2022.

Mr. Jamshed Ahmed, Advocate, for the petitioner
in CRM-M-3411-2022.

Mr. Rahul Mohan, DAG, Haryana,
assisted by ASI Devki Nandan.

GURVINDER SINGH GILL, J. (Oral)

1. This order shall dispose of aforesaid two petitions filed on behalf of Gaffar and Toufik, seeking grant of anticipatory bail in respect of a case registered against them vide FIR No.212 dated 8.7.2021, Police Station Punhana, District Mewat (Nuh) under Sections 3, 13 (1), 13 (3) of Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015.
2. At the time of issuance of notice of motion in CRM-M-1982-2022 on 19.01.2022, the following order was passed:

“The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.212 dated 8.7.2021, Police Station Punhana, District Mewat (Nuh) under Sections 3, 13 (1),

13 (3) of Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015.

The FIR, in the present case, was lodged on the basis of secret information received by the police to the effect that the petitioner alongwith his 3 brothers namely Arshad, Toffik and Muffi indulge in cow slaughtering and that even on the given day i.e. on 8.7.2021 they had brought 3 cows and were slaughtering the same one by one and were selling beef. Pursuant to receipt of said information a raid was conducted at a house situated in jungle of Village Khedla, Punhana, where 4 persons were noticed and out of them one was lifting cow skin, another two were carrying knives and one person was carrying an axe. Upon seeking the police party, the said persons ran away from the spot. The police was unable to nab them. However, the police took into possession one cow skin, beef and two cows, which had been tied to '*keekar*' trees.

Learned counsel for the petitioner submits that the petitioner and his entire family i.e. his three brothers have been falsely implicated in the present case and that there is no credible evidence to connect the petitioner with the alleged recovery and that the only piece of information available with the police is the secret information, which would not carry any evidentiary value.

Notice of motion for 13.7.2022.

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to his furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

3. Even in the connected petition i.e. CRM-M-3411-2022, this Court at the time of issuance of notice of motion on 31.01.2022 had granted interim bail to the petitioner.
4. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioners have since joined

investigation and are not required for any custodial interrogation. It has, however, been informed that both the petitioners stand involved in two other cases.

5. Having regard to the nature of allegations and the fact that the petitioners have already joined investigation and are not stated to be required for any custodial interrogation, both the petitions are accepted and the interim directions issued by this Court vide orders dated 19.01.2022 in CRM-M-1982-2022 and 31.01.2022 in CRM-M-3411-2022 are hereby made absolute subject to the condition that the petitioners shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.
6. A photocopy of this order be placed on the connected file.

13.07.2022

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**(GURVINDER SINGH GILL)
JUDGE**

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