

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

209

CRM-M-10254-2022

Date of Decision: 22.09.2022

Naseem

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Munfaid Khan, Advocate,
for the petitioner.

Mr. Rajiv Sidhu, DAG, Haryana,
assisted by HC Raj Kumar.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against him vide FIR No.213, dated 27.8.2021, Police Station City Nuh, District Nuh, under Section 5/13(2), 17 of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015, Section 11-59-60 of Animal Cruelty Act, 1960 and Section 120-B IPC.
2. At the time of issuance of notice of motion on 10.03.2022, the following order was passed:

“The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against him vide FIR No.213, dated 27.8.2021, Police Station City Nuh, District Nuh, under Section 5/13(2), 17 of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015, Section 11-59-60 of Animal Cruelty Act, 1960 and Section 120-B IPC.

The FIR was lodged on the basis of secret information received by the police to the effect that Aasu @ Aas Mohd. and Naseem (petitioner)

indulged in cow slaughtering and that on the given date i.e. on 27.8.2021 they were proceeding from Nuh to Alwar. Pursuant to receipt of said information barricading was laid and the police intercepted a truck bearing registration No.UP-15-ET-0061. The truck driver slowed the vehicle on noticing the police party and then the truck driver as well as the other person sitting alongwith him lighted from the same and tried to run away. While the person sitting on the passenger seat managed to escape, the driver was apprehended by the police who disclosed his name as Aasu. It is further the case of prosecution that 10 cows were recovered from the said truck which had been tied with ropes.

Learned counsel for the petitioner submits that he was never arrested at the spot and had been implicated falsely on the basis of alleged secret information which does not carry any basis.

Notice of motion for 22.9.2022.

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 the 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. Learned State counsel upon instructions has informed that pursuant to interim directions issued by this Court, the petitioner has since joined investigation and is not required for any custodial interrogation.
4. Having regard to the aforestated position, wherein the petitioner is stated to have joined investigation and is not required for any custodial interrogation, the petition is accepted and the interim directions issued by this Court vide order dated 10.03.2022 are hereby made absolute subject to the condition that the petitioner 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.

22.09.2022

Vimal

(GURVINDER SINGH GILL)
JUDGE

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