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

CRM-M-25639-2021

Date of Decision: 28.04.2022

Samuel Masih alias Sam

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. S.K. Chaudhary, Advocate,
for the petitioner.

Mr. Davinder Bir Singh, DAG, Punjab.

JASGURPREET SINGH PURI, J. (ORAL)

The present petition has been filed under Section 438 of the Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No.68, dated 12.06.2021, under Sections 3 & 11 of the Prevention of Cruelty to Animals Act, 1960 and Section 8 of the Punjab Prohibition of Cow Slaughter Act, 1955, registered at Police Station Taragarh, District Pathankot.

At the outset, Mr. Davinder Bir Singh, learned Deputy Advocate General, Punjab, has stated on instructions from A.S.I. Satpal, that in pursuance of the order passed by this Court on 07.07.2021, the petitioner has already joined investigation and he has fully cooperated with the investigation process. He further submitted that he has a specific instructions to say that the petitioner is not required for custodial interrogation. He also submitted that the after the completion of investigation of the case, the Police has already

presented the Challan under Section 173 of the Cr.P.C before the competent Court and the charges have also been framed.

The petitioner was granted interim bail by this Court on 07.07.2021 but on 03.02.2022, the learned counsel for the petitioner was absent from the Court proceedings, and therefore, this Court had directed that the interim order is withdrawn.

However, today as per the stand taken by the learned State counsel that the petitioner is not required for the custodial interrogation and the investigation of the case has already been completed, it will be in the interest of justice to grant anticipatory bail to the petitioner.

Consequently, the present petition is allowed and it is directed that in case the petitioner is required for any further investigation then he shall be duty bound to join the same and in the event of his arrest, the petitioner shall be released on anticipatory bail, subject to his furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) of the Cr.P.C.

28.04.2022*Bhumika***(JASGURPREET SINGH PURI)
JUDGE**

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| 1. Whether speaking/reasoned: | Yes/No |
| 2. Whether reportable: | Yes/No |