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

CRM-M-45984-2022
Date of decision : 13.12.2022

Rajmal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Rupender Singh, Advocate for
Mr. Sarfraj Hussain, Advocate for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

This is the second petition filed under Section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No.377 dated 30.09.2021 registered under Sections 13(i), 13(ii), 17 of the Haryana Gauvansh Sanrakshan and Gau Samvardhan Act, 2015, Sections 11, 59, 60 of Animal Cruelty Act, 1960, Section 429 of Indian Penal Code, 1860 at Police Station Pataudi, District Gurugram, Haryana.

On 10.10.2022, this Court had passed the following order:-

“Inter alia contends that the petitioner was neither apprehended at the spot nor he is the owner of the vehicle in which five cows were being carried. It is submitted that in fact one Mosim Khan is the owner of the said vehicle.

Notice of motion for 04.11.2022.

In the meantime, in the event of arrest, the petitioner is ordered to be released on interim bail subject to his furnishing personal bonds and surety to the satisfaction of Arresting / Investigating Officer.

However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner has submitted that in pursuance of the abovesaid order dated 10.10.2022, the petitioner has joined the investigation.

Learned counsel for the State has submitted that the petitioner has joined the investigation and is not required for any further custodial interrogation.

Keeping in view the abovesaid facts and circumstances moreso, the facts which have been noticed in abovesaid order dated 10.10.2022 and also the fact that the petitioner has joined the investigation and is not required for further custodial interrogation, the present petition is allowed and the interim order dated 10.10.2022 is ordered to be made absolute.

However, nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

13.12.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No