

208 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:054347
CRM-M-4533-2023
Date of Decision: April 19, 2023

Nijamudin

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sourabh Bedi, Advocate for the petitioner.

Mr. Randhir Singh, Addl. A.G., Haryana.

DEEPAK GUPTA, J.(Oral)

On 30.01.2023, following order was passed:-

“Petitioner has prayed for grant of anticipatory bail by way of this petition under Section 438 Cr.P.C. in case FIR No.0217, dated 21.09.2022, registered at Police Station Rampura, District Rewari, under Sections 5, 13(2), 17 of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015 and Section 11 of the Prevention of Cruelty to Animals Act, 1960.

The allegations are that with the help of Gaurakshak team members, police party raided pickup vehicle carrying two cows and one calf tied therein. The said pickup was being driven by Hemant, who disclosed that he had bought the cattle from Jaggu Sharma.

It is contended by the petitioner that his name does not feature in the FIR and he has been implicated in the disclosure statement of co-accused Bijender, who has already been allowed bail. Even Hemant named in the FIR, who was driving the pickup vehicle has also been allowed bail.

Notice of motion.

Mr. Randhir Singh, Addl. A.G., Haryana, accepts notice on behalf of the respondent-State.

Adjourned to 02.03.2023.

In the meantime, petitioner is directed to join investigation and co-operate in the same. He will not leave the country without prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioner, he shall

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be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”

Status report by way of affidavit of Shri Subhash Chand, Deputy Superintendent of Police, District Rewari on behalf respondent-State has been filed, as per which petitioner has joined the investigation, in compliance of the aforesaid order dated 30.01.2023.

In view of the aforesaid and considering the circumstances as mentioned in the order dated 30.01.2023, the same is hereby made absolute. However, the petitioner shall continue to join investigation, if and so required by the Investigating Officer.

Disposed of.

March 24, 2023
sarita

(DEEPAK GUPTA)
JUDGE

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