

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.31914 of 2023

Date of decision: 21st August, 2023

Amit Kumar

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. T.P. Singh, Advocate for the petitioner.

Mr. Rahul Mohan, Sr. Dy. Advocate General, Haryana
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail in FIR No.0040 dated 27.01.2023 for the offences under Section 429 IPC (Section 120-B IPC and Section 13 of the Haryana Gauvansh Sanrakshan & Gausamvardhan Act, 2015 added later on) registered at Police Station Sector 32-33, District Karnal.

2. On the last date of hearing, i.e. 06.07.2023, while noticing the following submissions made by learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“While drawing the attention of this Court to the allegations levelled in the FIR, which has been reproduced in the body of the petition, learned counsel submits that a perusal of the same reveals that neither was the petitioner

named therein, nor any suspicion raised qua his involvement in the death of the cattle. Rather in the FIR, it had been alleged that the cows had died after consuming the green fodder, which had been purchased by the complainant from a commission agent by the name of Mohinder Singh Chauhan.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 06.07.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Rajnit, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 06.07.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

August 21, 2023

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No