

209-a IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:112668
CRM-M-52229-2022
Date of Decision: August 28, 2023

Mustakim ...Petitioner

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Harneet S. Majithia and Mr. Tarun Deora, Advocates
for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana.

DEEPAK GUPTA, J.(Oral)

On 14.11.2022, following order was passed by this Court:-

“Notice of motion for 13.3.2023.

To be heard alongwith CRM-M-44410-2022.

Interim directions in same terms as passed in CRM-M-44410-2022.”

On 26.09.2022, following order was passed by this Court in
CRM-M-44410-2022:-

“The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.174, dated 20.7.2022, Police Station Uttawar, District Palwal (Haryana), under Sections 3/13(1), 8/12(3), 17 of Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015 and Sections 379, 411 and 34 of Indian Penal Code.

It is the case of the prosecution that a secret information was received by the police to the effect that Wakeel (petitioner), Sakeel, Mustkeem, Ajaj and Kallu indulged in slaughter of cows and sell beef. The information was further to the effect that even on the given day, they were going to sell beef. Pursuant to receipt of the said information, a raid was conducted at the nominated place where 5 persons were noticed. A slaughtered cow was also lying nearby. However, upon noticing the police party, they ran away alongwith their implements. Though the police party tried to

chase them, but they made good their escape under the cover of darkness. The police recovered a slaughtered cow and a motor-cycle from the place of occurrence apart from an iron scale.

It is the case of the petitioner that a false case has been foisted upon him and that it is highly unlikely that despite receipt of prior information, the accused could have made good their escape.

Notice of motion for 13.03.2022.

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 Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

Today, statement is made by learned State counsel that in compliance of the order 14.11.2022 and the order dated 26.09.2022 passed in CRM-M-44410-2022, the petitioner has since joined the investigation and is no longer required for further investigation.

In view of the aforesaid, the order dated 14.11.2022, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, he shall continue to join investigation, if and so required by the Investigating Officer.

Disposed of.

August 28, 2023

sarita

(DEEPAK GUPTA)
JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No