

232 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-3353-2024

Decided on:-29.01.2024

Suffian

....Petitioner..

vs.

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. L.S. Lakhanpal, Advocate,
for the petitioner.

Mr. Shubham Kaushik, AAG, Punjab.

HARKESH MANUJA J. (Oral)

1. By way of present petition filed under Section 439 of the Code of Criminal Procedure, 1973, prayer has been made for grant of regular bail pending trial, in case bearing FIR No.109, dated 14.12.2023, registered under Section 11(1) of the Prevention of Cruelty to Animal Act, 1960, Sections 3, 4, 4-A, 4-B, 8 of the Punjab Prohibition of Cow Slaughter Act, 1955 and Sections 153, 120-B IPC, at Police Station Ladowal, District Ludhiana.

2. In the present case, the petitioner was apprehended while transferring 11 cows and 02 calves in Truck bearing registration No.HR-58C-6062 to Kashmir for slaughtering purpose.

3. The prayer made herein has been opposed at the instance of learned State counsel while submitting that the petitioner was apprehended at the spot with 11 cows and 02 calves and admitted the factum of transportation for the purpose of slaughtering even in the disclosure

statement made by him.

4. I have heard learned counsel for the parties and gone through the paper book and find substance in the submissions made on behalf of the petitioner.

5. In the present case, the recovery already stands effected. The petitioner is not involved in any other case of similar nature and he is behind the bars for the last 01 month & 11 days and there is no other evidence available against him as regards slaughtering, at this stage, except his disclosure statement. Thus, considering the aforesaid facts, I do not find any reason to extend the incarceration of the petitioner any further.

6. Without commenting anything on the merits of the case, lest it may prejudice the trial, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing adequate bail/surety bonds to the satisfaction of the concerned Trial Court/Duty Magistrate.

7. It is made clear that this order may not be construed as an expression of opinion on the merits of the case.

29.01.2024
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(HARKESH MANUJA)
JUDGE

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