

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-3318-2024
Date of decision: 15.03.2024

SHAHIRUKHPETITIONER(S)

VERSUS

STATE OF HARYANARESPONDENT(S)

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Farukh Abdullah, Advocate for the petitioner.
Mr. Surender Singh, AAG, Haryana.

SANJIV BERRY, J.(ORAL)

1. By way of present petition filed under Section 438 of Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
213	03.10.2023	5 and 13(2) of The Haryana Gauvansh Sanrakshan and Gausamvardhan Act 2015 and Section 11, 59, 60 of The Prevention of Cruelty to Animals Act, 1960	Pinangawan, District Nuh, Haryana.

2. Learned counsel for the petitioner submits that in compliance to the order dated 26.02.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 26.02.2024.

3. Learned State counsel, on instructions from ASI Yusuf Khan, intimates that the petitioner had joined the investigation in the case and is no more required for any custodial investigation in this case nor he is required for further investigation.

4. During the course of hearing on 26.02.2024, following order was passed:

“1. Status report dated 24.02.2024 filed in the form of an affidavit of Deputy Superintendent of Police, Punhana, District Nuh, is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

2. Same is perused.

3. List on 15.03.2024.

4. In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to 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.”

5. Keeping in view the respective submissions made by learned State counsel and considering the fact that the petitioner had already joined the investigation and is no more required for further investigation nor he is required for any custodial interrogation, interim bail granted vide order dated 26.02.2024 is hereby confirmed subject to conditions as envisaged under Section 438(2) Cr.P.C. Further, the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the

petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

6. The petition stands allowed.
7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)
JUDGE

15.03.2024
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- i) Whether speaking/reasoned? Yes/No
- ii) Whether reportable? Yes/No