

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-4057-2024
Date of Decision : 22.04.2024

GURDAS SINGH ALIAS GURI
.....Petitioner

VERSUS

STATE OF PUNJAB
.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Ms. Sukhman Kaur, Advocate for
Mr. H.S.Maan, Advocate,
for the petitioner.

Mr.Raghav Garg, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. On 25.01.2024, the following order was passed by this

Court:-

“Through the instant petition filed under Section 438 Cr.P.C., prayer is made for grant of anticipatory bail to the petitioner in case FIR No.189 dated 31.12.2023, under Section 4A of the Punjab Prohibition of Cow Slaughter Act, 1955, under Section 11 of the Prevention of Cruelty to Animals Act 1960 and under Section 120-B of IPC, registered at Police Station Bareta, District Mansa.

The allegations against the petitioner as culled out from the FIR, that on 31.12.2023 at about 12 midnight, the present petitioner alongwith other co-accused were allegedly involved in transporting the calves in Bolero car bearing No.HR-56-9258.

Learned counsel for the petitioner submits that the petitioner was not named in the FIR, rather his name was figured in the supplementary statement recorded. He further submits that the petitioner has no concern whatsoever, with the 'Gaushala' concerned, as he is not a member of the Executive Committee of the 'Gaushala'. He further submits that no offence whatsoever, is made out, except the apprehension that the calves were being transported for the purpose of slaughtering.

Notice of motion for 8.4.2024.

Mr. Digvijay Nagpal, AAG, Punjab, waives service on behalf of the respondent-State.

In the meanwhile, in the event of arrest, the petitioner shall be released on interim bail subject to their his furnishing

personal and surety bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall, however, join the investigation as and when called for and shall also abide by the conditions specified under Section 438(2) of the Cr.P.C.”

2. Learned State counsel, on instructions imparted to him by ASI Sukhdev Singh, submits that the petitioner has already joined the investigation in pursuance to the aforesaid order, and he has fully co-operated with the investigation process, and is no more required for any further custodial investigation.

3. In view of the specific stand taken by the learned State counsel, the present petition is **allowed**, and order dated 25.01.2024 is, hereby, made absolute, on the terms and conditions as envisaged under Section 438(2) of the Cr.P.C.

April 22, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No