

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-4337-2024
Date of Decision : 22.04.2024**

TARSEM SINGH

.....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 29.01.2024, the following order was passed by this

Court:-

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

2. Succinctly stated, the allegations, as recorded in the instant FIR, are that, on 31.12.2023, at about 12 midnight, 5 calves were being transported from the Gaushala concerned, in a Bolero vehicle bearing No.HR-56-9258, for slaughtering.

3. The learned counsel for the petitioner submits that neither the petitioner has been named in the FIR, nor any role qua commission of the alleged offence(s) has been assigned to him, rather his name has surfaced in the supplementary statement of the complainant, and that too, merely on account of his being an active member/office bearer of the Gaushala Committee concerned. He further submits that even no offence, whatsoever, is made out from the allegations, as levelled in the instant FIR, rather the allegations constitute only an apprehension qua the calves being transported for the purpose of slaughtering.

4. Notice of motion for 08.04.2024.

5. Mr. Dig Vijay Nagpal, A.A.G., Punjab, accepts notice on behalf of respondent-State of Punjab.

6. In the meantime, the petitioner is directed to join the investigation and to appear before the investigating agency, as and when called upon to do so. In the event of his arrest, he shall be admitted to interim bail on his furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C.

7. To be heard with CRM-M-4057-2024.”

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 29.01.2024 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