

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

211(3)

CRM-M-7619-2024
Date of Decision:21.03.2024

KULDEEP

.....Petitioner

Vs.

STATE OF HARYANA

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- None for the petitioner.

Mr. Parveen Kumar Aggarwal, DAG, Haryana
assisted by ASI Naresh Kumar.

DEEPAK GUPTA, J.(ORAL)

Status report by way of an affidavit of Shri Jaipal Singh, HPS, Deputy Superintendent of Police, HQ, Fatehabad, District Fatehabad has been filed on behalf of respondent-State and the same is taken on record.

On 13.02.2024, following order was passed:

“Prayer in this petition is for grant of anticipatory bail under Section 438 Cr.P.C in case FIR No.451 dated 20.09.2020 registered under Sections 11 of The Prevention of Cruelty to Animals Act, 1960 and Section 13(1), 13(2) of The Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015 registered at Police Station City Fatehabad, District Fatehabad.

As per allegations, on the basis of information received by the police, truck bearing No.HR-55H-2431 was apprehended wherein 15 cows and 02 oxes were recovered. One of the person fled from the truck. Driver Rattan Singh was apprehended who disclosed the name of the person, who had fled away, as Salim. It was also disclosed during interrogation by said Rattan Singh that one Baba Sardar had offered him ₹10,000/- per round for bringing the cows from Punjab.

Learned counsel for the petitioner contends that petitioner has been falsely implicated on the basis of secret information provided by Gaurav Kumar with oblique motive. Learned counsel further contends that petitioner has no criminal antecedents nor his name emerged in the disclosure statement of the driver of the truck.

Notice of motion.

Mr. Parveen Kumar Aggarwal, DAG, Haryana accepts notice on behalf of respondent- State.

Adjourned to 21.03.2024.

In the meantime, in case of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. However, it is directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall not contact any person associated with the case to dissuade him from the investigation in any manner whatsoever and nor shall leave the country without prior permission of the Court. He shall further comply with the conditions stipulated in Section 438(2) Cr.P.C. ”

Today learned State counsel, on instructions from ASI Naresh Kumar submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but without commenting anything further on the merits of the case order dated 13.02.2024 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

21.03.2024

pry

Whether Speaking/reasoned Yes/No
Whether Reportable Yes/No

**(DEEPAK GUPTA)
JUDGE**