

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

207

CRM-M-10872-2024
Date of Decision:18.04.2024

AABIDPetitioner

Vs.

STATE OF HARYANARespondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. U.M. Khan, Advocate
for the petitioner.

Mr. Sumit Jain, Additional AG, Haryana
assisted by HC Mahender.

DEEPAK GUPTA, J.(ORAL)

On 06.03.2024, following order was passed:

“By way of present petition filed under Section 438 Cr.P.C., petitioner has prayed for grant of anticipatory bail in case FIRNo.196 dated 19.11.2023 registered under Sections 13(1), 13(3) and 17 of the Haryana Sanrakshan and Gausamvardhan Act, 2015 at Police Station Bichhore, District Nuh, Haryana.

It is contended by learned counsel for the petitioner that petitioner along with co-accused was named on the basis of secret information, to be involved in the business of cow slaughtering near drain of Village Nai. However, when the raid was conducted, petitioner was not apprehended by the Police. Rather it is co-accused Hasan Mohd. @ Hassa who was apprehended with cow flesh. Learned counsel further contends that petitioner is falsely implicated on the basis of secret information; that he has no connection with the crime.

It is also stated by learned counsel for the petitioner that similarly placed co-accused Janu and another have been given the benefit of interim bail by this Court vide order dated 11.12.2023 passed in CRM-M-62106 of 2023 (Annexure P.1) and co-accused

Mustakim and another have been given the benefit of interim bail by this Court vide order dated 15.01.2024 passed in CRM-M-1995 of 2024.

Notice of motion.

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

Adjourned to 18.04.2024.

In the meantime, in case of his arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/ Investigating Officer. However, it is further 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 HC Mahender 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 06.03.2024 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.

(DEEPAK GUPTA)
JUDGE

18.04.2024

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