

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.11204 of 2024 (O&M)
Date of Decision: 03.04.2024

Sajid @ Lambu
..... Petitioner
Versus
State of Haryana
..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Munfaid Khan, Advocate for the petitioner.
Mr. Kiran Pal Singh, AAG, Haryana for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of pre-arrest bail to the petitioner in FIR No.19 dated 24.01.2024, under Section 13(1) of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015; Section 429 read with Section 34 of the Indian Penal Code, 1860; Section 25 of the Arms Act, 1959, registered at Police Station Dhauj, District Faridabad.

(2) Contends that petitioner was not named in the FIR; rather nominated on the basis of disclosure made by co-accused Khurshid @ Katora. Also contends that co-accused-Sakir with similar allegations has already been granted the concession of interim anticipatory bail by this Court, vide order dated 08.02.2024.

- (3) *Per contra*, learned State Counsel on instructions opposed the bail while submitting that petitioner has actively participated in the commission of crime and apart that he is facing two other criminal cases as well as one conviction to his credit.
- (4) Heard learned Counsel for the parties and perused the paper-book.
- (5) As per allegations, 85 Kgs. of fresh beef along with sharp edged weapons for cutting animals were recovered from Hillocks of Village Dhauj. As per police file, *prima facie*, it appears that petitioner had actively participated in the commission of crime, but upon seeing the police party, he ran away from the spot.
- (6) Thus, custodial interrogation of the petitioner is very much required for thorough investigation and to find out the true facts.
- (7) In view of the above, there is no option except to dismiss the petition.
- (8) Ordered accordingly.
- (9) The above observations may not be construed as an expression of opinion on merits of the case.
- (10) Pending application(s), if any, shall also stand disposed off.

3rd April, 2024
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(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No