



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.31265 of 2024
Date of decision: 26th September, 2024

Raju
... Petitioner
Versus
State of Haryana
... Respondent

CORAM: HON’BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Nafees Ahmad Khan, Advocate for the petitioner.
Ms. Trishanjali Sharma, Dy. Advocate General, Haryana
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.429 dated 07.11.2023 under Sections 13(1), 13(2) of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015, Section 11 of The Prevention of Cruelty to Animal Act, 1960 and Sections 279, 336 of IPC, 1860, registered at Police Station Bilaspur, District Gurugram.
2. On the last date of hearing, i.e. 04.07.2024, while noticing the following submissions made by learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation.

“Learned counsel, inter alia, contends that false implication of the petitioner in the FIR in question is evident from the fact that he was not apprehended at the spot but came to be nominated as an accused on the basis of disclosure statement allegedly suffered by co-accused

Nafees who was caught by the police while fleeing. Learned counsel while drawing attention of this Court to the FIR which has been annexed as Annexure P-1 has further submitted that no doubt, a secret information was received that truck bearing registration No.HR-74A-3805 loaded with cattle was on its way to Mewat, however, in the said secret information, the petitioner had not been named.

On a pointed query as to whether the petitioner has any criminal antecedents, learned counsel has replied in the negative.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 04.07.2024, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. She, on further instructions submits that the petitioner is not required for further investigation much less for his custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 04.07.2024 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C./Section 482(2) BNSS. Needless to say, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

(MANJARI NEHRU KAUL)
JUDGE

September 26, 2024
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No