

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-39420-2024
Date of decision: 03.09.2024

PARGAT SINGH
...PETITIONER

Versus

STATE OF HARYANA
...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Anas Ahmed, Advocate for the petitioner.
Mr. Ramender Singh Chauhan, AAG, Haryana.

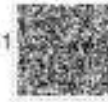
SANJIV BERRY, J. (ORAL)

Status report dated 31.08.2024 in the form of an affidavit of Deputy Superintendent of Police, Tauru, District Nuh (Mewat) has been filed. The same is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

2. By way of present petition filed under Section 482 of the Bhartiya Nagarik Suraksha Sanhita, 2023, petitioner seeks anticipatory bail in case FIR as under:

FIR No.	Dated	Sections	Police Station
182	06.07.2024	13(2), 17 of Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015 and Section 11 of Prevention of Cruelty to Animals Act, 1960 and Section 61 of BNS, 2023.	Sadar Tauru, District Nuh.

3. Learned counsel for the petitioner submits that in compliance to the order dated 13.08.2024 passed by this Court, the petitioner has

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already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 13.08.2024.

4. Learned State counsel, on instructions received from HC Manoj Kumar, intimates the Court that the petitioner has joined investigation and is neither required for further investigation nor for any custodial investigation.

5. During the course of hearing on 13.08.2024 , following order was passed:

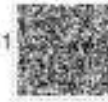
“ 2. Learned counsel for the petitioner, inter alia, contends that the petitioner is innocent and has been falsely implicated in this case. He further submits that the petitioner is not named in the FIR but has been implicated in the present case simply because he has moved an application for seeking superdari of his truck which was taken into possession by the police from accused Amandeep who has since been granted concession of bail vide order dated 20.07.2024 (Annexure P-1) passed by the learned Chief Judicial Magistrate, Nuh. He submits that the petitioner has no concern whatsoever with the alleged transaction and is ready to join the investigation. He submits that the petitioner is not having any criminal antecedents.

3. Notice of motion.

4. On the asking of the Court, Mr. Surender Singh, AAG, Haryana, present in Court, accepts notice on behalf of the State-respondent and prays for time to file the status report/reply in the matter.

5. Adjourned to 03.09.2024.

6. Needful be done well before the date fixed with an advance copy to the counsel opposite.



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7. *In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. He shall also abide by conditions as envisaged under Section 438(2) Cr.P.C.”*
6. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 13.08.2024 passed by this Court, interim bail granted vide order dated 13.08.2024 is hereby confirmed, subject to conditions as envisaged under Section 482 (2) of BNSS, 2023. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.
7. The petition stands allowed.
8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)
JUDGE

03.09.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |