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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M- 41774-2024
Date of decision:-20.11.2024

ALIM @ KALA
... Petitioner

Versus

STATE OF HARYANA
... Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY.

Present:- Ms. Aimin J. Chishti, Advocate for the petitioner.
Mr. Ramender Singh Chauhan, AAG, Haryana.

SANJIV BERRY, J.(ORAL)

Learned State counsel has filed custody certificate dated 19.11.2024 the same is taken on record. Copy thereof, has been supplied to the counsel opposite

2. The instant petition has been preferred by the petitioner under Section 483 of the Bhartiya Nagarik Surakasha Sanhita (BNSS),2023 for grant of regular bail in the following case (Annexure P-1):-

FIR No.	Dated	Sections	Police Station
162	23.07.2023	3/13(1), 8/13(3), of Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015	Pinangwan, District Nuh

3. Arguments heard.

4. It is *inter alia* contended by learned counsel for the petitioner



that the petitioner is innocent and has been falsely implicated in this case. She submits that no recovery was effected from the petitioner nor he was found present at the spot but was arrested on 16.04.2024 and after completion of investigation challan has been presented in the Court wherein no witness has been examined. She contends that although the petitioner is having one more case registered against him but he is on bail therein. Hence she prays for grant of regular bail to the petitioner.

5. *Per contra*, learned State counsel referring to the reply submitted by the State has opposed the bail application and prays for dismissal of the petition considering the nature and gravity of the offence.

6. After considering the rival contentions and perusing the record, it transpires that instant FIR was registered on the basis of secret information that petitioner alongwith one Isab were indulging in cow slaughtering and selling beef. Accordingly a raid was conducted and beef was recovered, however petitioner was not apprehended and later arrested on 16.04.2024. After completion of investigation, challan has already been presented in Court wherein prosecution has cited 13 witnesses. The conclusion of trial to ascertain criminal liability, if any, of the petitioner in the present case will take sufficient long time.

7. In these circumstances, without commenting on the merits of the case, it is observed that no purpose would be served by keeping petitioner behind bars. Therefore, the present petition is allowed. The petitioner is ordered to be released on bail subject to furnishing bail bonds/surety bonds to the satisfaction of learned Trial Court concerned, if not required in any other



case; undertaking to regularly appear on each and every date; not to leave the country without prior permission of the Court; and not to tamper with evidence of prosecution in any manner.

8. Any observation made above shall not be construed as opinion of this Court on the merits of the case.

(SANJIV BERRY)
JUDGE

20.11.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |