

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.44499 of 2023
Date of decision: 11th January, 2024

Asgar Khan

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Munfaid Khan, Advocate for the petitioner.

Mr. Surender S. Pannu, Addl. 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.288 dated 12.08.2023 for the offences under Sections 5/13(2), 17 of the Haryana Govansh Sanrakshan & Gosamvardhan Act, 2015; Section 11-59-60 of Prevention of Cruelty to Animals Act, 1960; Section 25-54-59 of the Arms Act, 1959, and Sections 279, 336, 307, 120-B IPC registered at Police Station Ferozepur Jhirka, District Nuh (Annexure P-1).

2. On the last date of hearing, i.e. 09.10.2023, this Court had granted the concession of interim bail to the petitioner and asked him to join investigation in view of the following submissions made by learned counsel for the petitioner on 06.09.2023.

“Learned counsel, inter alia, submits that the petitioner has been arrayed as an accused in the case in

hand only because the vehicle, which was allegedly transporting cattle and whose occupants allegedly fired at the police when it was asked to stop, was owned by him.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 09.10.2023, 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. He, 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 09.10.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. 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

January 11, 2024
rps

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