

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

222

CRM-M-46099-2024 (O&M)
Date of Decision:- 03.10.2024

HARJINDER SINGH BAINS

....Petitioner(s)

Versus

STATE OF HARYANA

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Dhruv Gupta, Advocate for the petitioner.
Ms. Gaganpreet Kaur, DAG Haryana.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 438 CrPC
petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
239	17.09.2023	13(2) of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015; (120-B IPC added later on)	Manesar, District Gurugram

2. Learned counsel for the petitioner has submitted that in compliance to the order dated 17.09.2024 passed by this Court, the petitioner has already joined the investigation and as such interim bail granted to the petitioner may be confirmed.
3. Learned State counsel, on instructions received from SI Pawan Kumar has intimated that the petitioner has joined investigation and is no



more required for any custodial investigation in this case nor he is required for further investigation.

4. Heard.

5. During the course of hearing on 17.09.2024 the following order was passed:-

“2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner is innocent. He contends that the petitioner has no concern with the alleged transaction nor the alleged oxen were being transported in the vehicle of the petitioner. He contends that the petitioner is not the owner of the vehicle mentioned in the FIR but his name has been allegedly mentioned in the disclosure statement made by the co-accused, namely Gulzar. He contends that although the petitioner has been falsely implicated in one more case wherein he has been granted concession of anticipatory bail vide order dated 01.04.2024, passed by learned Additional Sessions Judge, Sonapat (Annexure P-6). He contends that the petitioner is ready to join investigation and prays for concession of bail.

3. Notice of motion.

4. On the asking of the Court, Ms. Gaganpreet Kaur, DAG, Haryana, present in Court, accepts notice on behalf of the State-respondent and does not dispute the factual matrix of the case. She prays for time to file the status report/reply in the matter.

5. Adjourned to 03.10.2024.

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

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 482(2) of the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS).”

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 17.09.2024 passed by this Court, interim bail granted vide order dated 17.09.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) BNSS 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.

(SANJIV BERRY)
JUDGE

03.10.2024
S.Sharma(syr)

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