



210 **IN THE HIGH COURT OF PUNJAB AND HARYANA**
AT CHANDIGARH

CRM-M-51730-2024

Date of Decision: 08.11.2024

Jagjit Singh alias Jaggi

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Jai Bhagwan, Advocate, for the petitioner.

 Mr. Rubal Pawar, Assistant Advocate General, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant anticipatory bail to him in case FIR No.134 dated 09.09.2024, registered under Sections 8(1) of Punjab Prohibition Cow Slaughter Act, 1955, Section 11(1), 11(A) of Prevention of Cruelty to Animals Act, 1960 and Section 61(2) of BNS, 2023, at Police Station Civil Line Bathinda, District Bathinda.

2. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case only on the basis of the suspicion. He further contends that during the raid conducted by the police, Rajinder Singh and Makhan Singh, co-accused were apprehended on the spot and cows and calves were recovered from the canter, which was taken into possession by the police at the spot. The petitioner has been nominated as an accused in the present case only on the basis of the disclosure statement made by the co-accused, who were in custody since 10.09.2024. He further contends that co-accused Rajinder Singh and Makhan Singh have already been granted the concession of bail by the trial Court vide order dated 18.09.2024 (Annexure P-



3). The petitioner is stated to be involved in two more cases, but he is on bail in both the cases.

3. On the other hand, status report by way of an affidavit of Deputy Superintendent of Police, City-2, Bathinda has been filed by learned State counsel in Court today and the same is taken on record. Learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

4. I have heard learned counsel for the parties and perused the record.

5. The petitioner was not initially named in the FIR and has been nominated on the basis of the disclosure statement made by the co-accused. Moreover, the co-accused, namely, Rajinder Singh and Makhan Singh have already been granted the concession of bail by the trial Court, vide order dated 18.09.2024 (Annexure P-3). Thus, the custody of the petitioner will not serve any meaningful purpose.

6. Without commenting any further on the merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail, subject to the conditions as provided under Section 482(2) of the BNSS. It will be open for the Investigating Officer to call the petitioner to join investigation, if so required, by issuing a written notice in this regard and he shall abide by the conditions mentioned in Section 482(2) of BNSS.

08.11.2024.
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(N.S.SHEKHAWAT)
JUDGE

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