

CRM-M-58143-2023

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(225)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-58143-2023

Date of Decision: 16.01.2024

CHARANJIT SINGH

... Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

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

Mr. Kirat Singh Sidhu, DAG, Punjab.

JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 439 Cr.P.C. is for the grant of regular bail in case bearing FIR No.145 dated 09.09.2023 registered under Section 11 of the Prevention of Cruelty to Animals Act, 1960 and Section 8 of the Punjab Prohibition of Cow Slaughter Act, 1955 at Police Station City-I, Khanna, District Khanna.

2. The present FIR came to be registered with the allegations that the petitioner had been apprehended with 15 cows allegedly being taken for slaughtering.

3. The learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. In fact, he was sitting in the truck in question at the relevant time. He had never been involved in offences of the present kind. A co-accused had been granted the

concession of anticipatory bail. As the petitioner was in custody since 09.09.2023 and the investigation had not yet been completed, the Trial of the present case was not likely to be concluded anytime soon and therefore, he was entitled to the concession of bail.

4. On the other hand, the learned State counsel contends that serious allegations has been levelled against the petitioner and his co-accused. Therefore, he was not entitled to the concession of bail.

5. I have heard the learned counsel for the parties.

6. The veracity of the prosecution case against the petitioner and his co-accused shall be adjudicated upon during the course of the Trial. Admittedly, the petitioner is in custody since 09.09.2023 and the investigation has not yet been completed. Therefore, the Trial of the present case is not likely to be concluded anytime soon. In this situation, the further incarceration of the petitioner is not required.

7. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-Charanjit Singh son of Amrik Singh is ordered to be released on bail subject to his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

8. The petitioner shall appear before the police station concerned on the first Monday of every month till the conclusion of the Trial and inform in writing each time that he is not involved in any other crime other than the present case.

9. In addition, the petitioner (or anyone on his behalf) shall prepare an FDR in the sum of Rs.25,000/- each and deposit the same with the Trial

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Court. The same would be liable to be forfeited as per law in case of the absence of the petitioner from trial without sufficient cause.

10. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

16.01.2024

JITESH

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