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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-58730-2024 (O&M)
Date of Decision:- 10.12.2024

SAHIL KHAN

....Petitioner(s)

Versus

STATE OF HARYANA

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Tejveer Singh Saggu Advocate for the petitioner.
Ms. Gaganpreet Kaur, DAG Haryana.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 Bharatiya
Nagarik Suraksha Sanhita, 2023, petitioner seeks anticipatory bail in case
FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
152	27.08.2024	5/13(2), 17 of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015; 11 of Prevention of Cruelty to Animals Act; 61(2) and 348 BNS	Pinangwan, District Nuh

2. Learned counsel for the petitioner has submitted that in
compliance to the order dated 25.11.2024 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 HC Ashok 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 25.11.2024, the following order was passed:-

“ 2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner, having no concern with the alleged transaction, has been falsely implicated in this case. He contends that the petitioner is not having any criminal antecedents. He contends that although the petitioner is named in the FIR registered on the alleged secret information, however, neither the petitioner was involved in the transaction nor he was apprehended at the spot. He contends that even otherwise as per the allegations in the FIR, 03 persons were named to be indulging in such transaction and it is improbable that armed police officials could only apprehend the 02 of them and could not apprehend the petitioner. He reiterates that the petitioner has no concern with the alleged transaction nor he is either the owner or driver of the said truck. Hence, the instant petition seeking concession of anticipatory 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 prays for time to file the status report/reply in the matter.

5. Adjourned to 10.12.2024.

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 Bharatiya 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 25.11.2024 passed by this Court, interim bail granted vide order dated 25.11.2024 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

10.12.2024
S.Sharma(syr)

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