

HIGH COURT OF UTTARAKHAND AT NAINITAL

Anticipatory Bail Application No. 542 of 2024

Abdul RehmanApplicant

Versus

State of UttarakhandRespondent

Present:-

Mr. Pankaj Semwal, Advocate holding brief of Mr. Gaurav Singh, Advocate for the applicant.

Mr. Virendra Singh Rawat, AGA with Ms. Rangoli Purohit, Brief Holder for the State.

Hon'ble Ravindra Maithani, J. (Oral)

The applicant seeks anticipatory bail in FIR/Case Crime No.353 of 2024 dated 01.06.2024, under Sections 3/5/11 of The Uttarakhand Protection Of Cow Progeny Act, 2007 and Section 34 IPC, Police Station Kotwali Roorkee, District Haridwar.

2. Heard learned counsel for the parties and perused the record.

3. According to the FIR, on 30.05.2024 police recovered beef and other articles from the possession of five persons, who revealed it to the police that it is the applicant also, who has brought the animal for slaughtering.

4. Learned counsel for the applicant would submit that nothing was recovered from the possession of the

applicant and he has been involved in the case merely based on the statement of the co-accused.

5. Learned State counsel would submit that no separate objection is required to be filed, as such. The anticipatory bail application may be decided based on the material available on record. He would admit that the co-accused named the applicant.

6. Having considered, this Court is of the view that this is a case, in which, the applicant should be granted anticipatory bail. The instant anticipatory bail application deserves to be allowed.

7. The anticipatory bail application is allowed.

8. In the eventuality of arrest, the applicant shall be enlarged on bail on his furnishing a personal bond with two sureties, each in the like amount, to the satisfaction of the Arresting Officer ("the AO") concerned. In addition to it, the applicant shall also comply with the following conditions:-

- (i) The applicant shall not approach any witness in any manner, whatsoever.
- (ii) He shall cooperate with the investigation.

- (iii) The applicant shall not leave the country without prior permission of the concerned court.
- (iv) The applicant shall deposit his passport with the AO. The passport may only be returned by the order of the court concerned. In case, if the applicant does not have passport, he shall give an undertaking to that effect to the AO.
- (v) The applicant shall also give an undertaking on (i), (ii) & (iii) above.

(Ravindra Maithani, J.)
19.06.2024

Sanjay