

HIGH COURT OF UTTARAKHAND AT NAINITAL

Third Anticipatory Bail Application No.3 of 2024

Abdul Kadir alias Kadir and anotherApplicants

Versus

State of UttarakhandRespondent

Present:-

Mr. Gaurav Singh (through video conferencing) and Mr.
Pankaj Semwal, Advocate for the applicants.
Mr. Virendra Singh Rawat, AGA for the State.

Hon'ble Ravindra Maithani, J. (Oral)

The applicants Abdul Kadir alias Kadir and Shamsheer alias Mseeda seek anticipatory bail in FIR No.310 of 2020 dated 30.05.2020, under Sections 3/5/11 of the Uttarakhand Protection of Cow Progeny Act, 2007, Police Station Kotwali Roorkee, District Haridwar.

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

3. According to the FIR, on 29.05.2020, Police raided a premises and recovered beef and other articles. Police could not arrest anyone, but merely by calling of the accused to each other, they have been named.

4. Learned counsel for the applicants would submit that the applicants were issued notices during investigation; charge-sheet has already been filed; the

summons have been issued and nothing was recovered from the applicants.

5. These facts are admitted by the learned State counsel.

6. Having considered, this Court is of the view that this is a case, in which, the applicants 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 applicants shall be enlarged on bail on their furnishing a personal bond with two sureties, each in the like amount, by each one of them; to the satisfaction of the court concerned. In addition to it, the applicants shall also comply with the following conditions:-

- (i) The applicants shall not approach any witness in any manner, whatsoever.
- (ii) The applicants shall not leave the country without prior permission of the concerned court.
- (iv) The applicants shall deposit their passports with the court concerned. The passports may

only be returned by the order of the court concerned. In case, if any of the applicants does not have passport, he shall give an undertaking to that effect to the AO.

- (v) The applicants shall also give an undertaking on (i) & (ii) above.

(Ravindra Maithani, J.)
09.07.2024

Sanjay