

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

CRM-M-5081-2025

Date of Decision: 03.02.2025

Mukesh

...Petitioner

vs.

State of Haryana

...Respondent

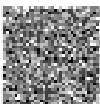
Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Saleem Ahmed, Advocate
 for the petitioner.

Mr. Gurmeet Singh, AAG, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail in case FIR No.450 dated 20.11.2024 registered under Sections 5/13(2), 17, H.G.S. & GS Act, at Police Station Sadar Nuh, District Nuh.
2. Learned counsel for the petitioner contends that the petitioner is a poor person and is keeping a tempo for earning his livelihood. On the date of occurrence, his tempo was hired by his co-accused for dropping the oxen and he was not aware that the oxen were being carried for the purpose of slaughtering or any other purpose. He further contends that the petitioner was taken in custody on 21.11.2024 and after completion of investigation, challan has already been presented against him. He further submits that his co-accused, namely, Ikhlhas has already been granted the concession of bail by the Court of Judicial Magistrate 1st Class, Nuh, vide order dated 02.12.2024 (Annexure P-4).



3. On the other hand, 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 the learned counsel for the parties and perused the record.
5. In the present case, the petitioner was arrested on 21.11.2024 and is in custody for the last more than 02 months. Moreover, his co-accused has already been granted the concession of bail by the Court of Judicial Magistrate 1st Class, Nuh vide order dated 02.12.2024 (Annexure P-4). Thus, no purpose will be served by keeping the petitioner behind bars.
6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

03.02.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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