

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

143

CRM-M-10036-2025

Date of decision: 20th February, 2025

Akram

...Petitioner

Versus

State of Haryana

...Respondent

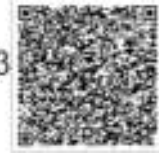
CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Khalid Tauru, Advocate for the petitioner.

Ms. Apoorv Garg, Sr. Deputy Advocate General, Haryana.

MANISHA BATRA, J (ORAL):-

Prayer in this petition has been made by the petitioner seeking pre-arrest bail in case arising out of FIR No. 42 dated 05.02.2024 registered under Sections 5/13(2), 3/13(1), 8/13(3) and 17 of the Haryana Gauvansh Sanrakshan and Gausamvardhan Act, 2015, Section 11 of Animal Cruelty Act and Section 473 of IPC at Police Station Ferozepur Jhirka, District Nuh, on the allegations that on 05.02.2024, a secret information was received that the petitioner along with the co-accused was indulged in cow slaughtering and if raided, he and the co-accused could be apprehended, while slaughtering cows. Believing the secret information, a raiding party had been formed, which reached at the spot. The petitioner and the co-accused, who were present there and were identified by the secret informer, however, managed to flee. Huge quantity of beef, carcasses of cows, knives, axe and two vehicles were recovered from the spot, which were taken into custody.



After registration of FIR, investigation proceedings have been initiated and are underway.

2. The present petition has been filed by the petitioner on the grounds and it is argued by his counsel that his custodial interrogation is not required. He is ready to join the investigation. No recovery is to be effected from him. He has been falsely implicated in this case. Accordingly, it is urged that the petition deserves to be allowed.

3. Learned Senior Deputy Advocate General, Haryana who has advance notice of the petition is ready to argue the matter. It is submitted by him that the allegations against the petitioner are serious in nature. For conducting thorough investigation in the matter, his custodial interrogation is must. No exceptional and extra ordinary circumstances has been made out for allowing the petition. Accordingly, it is urged that the petition does not deserve to be allowed.

4. I have heard learned counsel for the parties at considerable length and have gone through the record carefully.

5. The petitioner along with the co-accused sis alleged to be engaged in slaughtering of cows. On 05.02.2024, he was found to be doing so along with the co-accused and managed to flee when raid was conducted by the police officers. For conducting thorough and proper investigation in the matter, his custodial interrogation is required. Even otherwise, it is well settled proposition of law that pre-arrest bail should be given in extra ordinary and exceptional circumstances, whereas no circumstance is made out in this case. As such, I am of the considered opinion that the petition does not deserve to be allowed. Accordingly, the same is dismissed.



6.

It is, however, clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.
7.

Since the main petition has been dismissed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

20th February, 2025
Parveen Sharma

1. Whether speaking/ reasoned

:

Yes / No
2. Whether reportable

:

Yes / No