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

CRM-M-19375-2025

Date of decision : 22.04.2025

Bagh Ali**.....Petitioner****versus****State of Punjab****..... Respondent****CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present :- Mr. Jaskamal Singh Grewal, Advocate
for the petitioner.

Mr. J.S. Arora, DAG, Punjab.

RAJESH BHARDWAJ, J. (Oral)

1. Petitioner has approached this Court by way of filing the present petition praying for grant of regular bail to the petitioner in case FIR No.182 dated 26.11.2024, under Sections 299, 196, 325, 109 of BNS, 2023 and Section 8 of Punjab Prohibition of Cow Slaughter Act, 1955 and Section 11 of the Prevention of Cruelty to Animals Act, 1960 and Sections 25,54,59 of the Arms Act, registered at Police Station Sirhind, District Fatehgarh Sahib.

2. Succinctly facts of the case are that the FIR in the present case was lodged on the statement of Nikshan Kumar son of Gurdev Singh. It was alleged that the complainant belongs to Punjab President of Gau Vansh Raksha Dal. He had received a secret information that some unknown persons were slaughtering cows and selling beef in different areas near the village Adampur. Hence, in the intervening night of 25/26.11.2024, they started searching the vehicles. At about 01:10 AM, when they got down from kachha track on Adampur, one Breeza Car White Colour was coming from Nabipur side. They gave signal to stop but

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the vehicle hit his car Tata Aria very hard. They tried to stop them but they fired and escaped. However, number plate of that vehicle fell down due to the impact of the vehicle. However, they tried to follow the vehicle and thereafter they informed the police and suspected that about 3-4 months ago in the same way the cows were slaughtered and hence, this must have been committed by those people only. Request was made to take legal action against the culprits. On registration of the FIR, investigation commenced. Petitioner approached the Court of learned Additional Sessions Judge, Fatehgarh Sahib praying for grant of bail. However, after hearing counsel for the parties, learned Additional Sessions Judge, declined the same vide order dated 23.12.2024. Hence, being aggrieved, petitioner is before this Court by way of filing the present petition.

3. Learned counsel for the petitioner, at the outset, prays for the grant of bail on the basis of parity with that of the co-accused. He has drawn the attention of this Court to the order passed by this Court in **CRM-M-1377-2025** dated 27.03.2025 whereby co-accused of the petitioner, namely, Raham Ali @ Reham Ali, has been granted the concession of bail. He has submitted that case of the petitioner is at par with the co-accused, who has been granted bail by this Court. He submits that on the basis of the parity, petitioner deserves to be granted bail as case of the petitioner is similar to that of the co-accused, who has already been granted bail.

4. Learned counsel for the State has opposed the prayer of the petitioner. He has submitted that recovery of .32 bore pistol and 4 live cartridges has been effected from the petitioner yet endorsed the fact that the case of petitioner is at par with co-accused, namely, Raham Ali @

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Reham Ali, who has already been granted bail by this Court. He submits that challan has been presented. He has produced the custody certificate of the petitioner on record, as per which, petitioner is not involved in any other case.

5. After hearing learned counsel for the parties and perusing the record, it is apparent that the petitioner is behind bars since 30.11.2024. Admittedly, co-accused of the petitioner, namely, Raham Ali @ Reham Ali, has already been granted bail by the Court vide order dated 27.03.2025 passed in **CRM-M-1377-2025**.

6. The veracity of the allegations would be assessed only after the conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court.

7. This Court would refrain itself from commenting anything on the merits of the case. Keeping in view the arguments raised by both the sides and perusing the record, the Court is of the opinion that learned counsel for the petitioner succeed in making out a case for the grant of bail to the petitioner on the basis of parity with the co-accused as stated above. Accordingly, present petition is allowed and petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

22.04.2025*ps-I***(RAJESH BHARDWAJ)****JUDGE**

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