

Abdul Anis vs The State Of Madhya Pradesh on 21 October, 2024

Author: Sunita Yadav

Bench: Achal Kumar Paliwal, Sunita Yadav

NEUTRAL CITATION NO. 2024:MPHC-JBP:52450

1
IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR
BEFORE
HON'BLE SHRI JUSTICE ACHAL KUMAR PALIWAL
ON THE 21st OF OCTOBER, 2024
MISC. CRIMINAL CASE No. 42299 of 2024
ABDUL ANIS
Versus
THE STATE OF MADHYA PRADESH
Appearance:
Shri Rahul Tripathi - Advocate for the applicant.
Shri S.P. Chadar, GA for the State.

ORDER

This is first bail application filed on behalf of the applicant Abdul Anis under Section 439 of Cr.P.C. (Section 483 of Bhartiya Nagrik Suraksha Sanhita).

2. The applicant is in custody since 29.8.2024 in connection with Crime No.533/2023 registered at P.S.- Chourai, District Chhindwara, (M.P.) for the offence punishable under Sections 4, 6 and 9 of M.P. Govansh Vadh Pratishedh Adhiniyam, under Section 11 (gha) of Pashu Krurta Adhiniyam, under Section 4 and 6 of M.P. Krsihak Parirakshan Adhiniyam and also under Sections 66/192 of Motor Vehicle Act.

3. Prosecution story in brief is that applicant was found transporting eight cows etc. for the purpose of slaughtering.

4. Learned counsel for applicant submits that after investigation, charge sheet has been filed. Applicant is in jail since 29.08.2024. All the animals found NEUTRAL CITATION NO. 2024:MPHC-JBP:52450 2 MCRC-42299-2024 in the vehicle were in healthy condition. No injuries are said to have been found on the animals. On above grounds, it is urged that applicant be released on bail.

5. Learned counsel for the respondent/State on the other hand has opposed the application.
6. Having regard to facts and circumstances of the case, I deem it proper to release the applicant on bail.
7. It is directed that the applicant be released on bail on his furnishing a personal bond in the sum of Rs.25,000/- (Rupees Twenty Five Thousand Only) with two solvent surety in the like amount to the satisfaction of the trial court for securing his presence before the said Court on all the dates of hearing fixed in this regard during trial. It is also directed that the applicant shall comply with the provisions of Section 480(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023. This order shall be effective till the end of the trial. However, in case of bail jump and breach of any of the conditions of bail, it shall become ineffective.
8. It is also observed that if the applicant is found to be involved in the offence of same nature, after his release on bail, then, the present bail order shall stand cancelled without further reference to this Court; and the State/prosecution will be free to arrest the accused in the present case also.
9. M.Cr.C. stands allowed and disposed of.

(ACHAL KUMAR PALIWAL) JUDGE Hashmi