

Moeen Ahmad Qureshi vs The State Of Madhya Pradesh on 20 August, 2024

Author: Achal Kumar Paliwal

Bench: Achal Kumar Paliwal

NEUTRAL CITATION NO. 2024:MPHC-JBP:41345

1 MCR

IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR
BEFORE
HON'BLE SHRI JUSTICE ACHAL KUMAR PALIWAL
ON THE 20th OF AUGUST, 2024
MISC. CRIMINAL CASE No. 32935 of 2024
MOEEN AHMAD QURESHI
Versus
THE STATE OF MADHYA PRADESH

Appearance:
Shri Gyan Prakash Tripathi - Advocate for the applicant
Shri Satya Pal Chadar- Government Advocate for the respondent/State.

ORDER

Heard on this bail application filed by applicant Moeen Ahmad Qureshi under Section 483 of Bhartiya Nagrik Suraksha Sanhita, 2023 for grant of bail.

2. The applicant is in jail since 10.07.2024 in connection with Crime No.270 of 2024, registered at Police Station-Nainpur District-Mandla for the offence under Sections 4, 5 and 9 of M.P. Gowansh Vadh Pratishedh Adhiniyam.

3 . Allegations against present applicant are that on the basis of information received from informant, applicant's house was raided but upon seeing the police, applicant and her family members run away from the spot. During search of accused house, a coke colored container of Premsang Company containing 500 grams of meat, 6 pieces of cow horns in a plastic NEUTRAL CITATION NO. 2024:MPHC-JBP:41345 2 MCRC-32935-2024 bag, one piece of wooden cutting knife for cutting cows, Rs. 21,000/- and a piece of dog were found and 05 pieces were found among the accused. Nine live cows were found tied with ropes and were ready for slaughter. In front of the witnesses, the seized beef and the horns separated from it were taken out as exhibits for testing in a plastic box. In view of above, offence under Sections 4, 5 and 9(1) and 9(2) of Madhya Pradesh Prohibition of Cow Slaughter Act was registered.

4. Learned counsel for the applicant submits that he has been falsely implicated in the case. There is no evidence against him. Meat allegedly recovered from the house has not been examined forensically and there is no forensic report on record. The applicant is in jail since 10.07.2024. Without search warrant, raid was conducted. On above grounds, it is urged that applicant be released on bail.

5. Learned Government Advocate for the respondent/State, on the other hand, has opposed the application.

6 . Having regard to overall evidence available on record, including facts 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 one 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.

8 . It is also directed that the applicant shall comply with the provisions of Section 480(3) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

NEUTRAL CITATION NO. 2024:MPHC-JBP:41345 3 MCRC-32935-2024

9. M.Cr.C. stands allowed and disposed of.

10. Certified copy as per rules.

(ACHAL KUMAR PALIWAL) JUDGE vai