

Mohd. Aakib @ Akki Vs. State of Punjab

FIR No.59 dated 14/6/2023, under Sections 295-A, 120B IPC and under Section 3 and 4 of The Punjab Prohibition of Cow Slaughter Act, 1955, PS Sadar, Ahmedgarh.

Present: Sh. BS Kalra, Adv., counsel for applicant Mohd Aakib @ Akki.
Shri Lohit Goyal, APP for the state.

Order

1. This order of mine shall dispose of bail application filed on behalf of the accused/applicant Mohd. Aakib @ Akki stating therein that accused-applicant is an innocent person and has been falsely implicated in the present case. The accused/applicant has not committed any alleged offence. It is further submitted that accused is no more required by the police officials for further investigation. Nothing is to be recovered from the accused/applicant. The accused/applicant will abide all the terms and conditions imposed by the Court and will not leave India without prior permission of the Court. The accused/applicant will not jump over the bail. The accused/applicant undertook to appear before the Court as and when required by the Court and prayed for releasing him on bail.

2. Notice of this bail application was issued to Ld. APP for the State who appeared but did not file any reply to the same, but Ld. APP for the State contested the bail application and submitted that as per the offence committed by the accused, he is not entitled for concession of bail and the same may be dismissed.

3. I have heard the rival contentions of the Ld. APP for the state and Ld. Defence Counsel and perused the record carefully. Perusal of the FIR reveals that secret information was received by the IO that there is a house of Mohd. Aslam @ Bilal near Bazigar Basti in village Rodiwal and in the said house he along-with his other associates used to catch the stray cattle and after killing them, they used to sell their meat in other cities. On that day, also accused Mohd. Aslam along-with one Alab @ Aaki(Delhi Wala) and one Gaggi are slaughtering the cattle in the bathroom of the house of Mohd. Aslam. On believing the information, the ruqa was sent to the police station for registration of FIR and raid was conducted at the spot and from the bathroom of house of accused Mohd. Aslam, one cattle whose neck was cut, was recovered and accused fled away from the spot. Perusal further reveals that recovery if any is

already effected from the accused. Nothing is required to be recovered from the accused. Conclusion of trial will take time as challan in the present case is not presented and police will take time to present the challan in the court. Moreover, applicant-accused is in custody since 20.06.2023. Hence, no useful purpose will be served by keeping the applicant-accused person behind the bars. Hence, the applicant-accused named above is admitted to bail on furnishing his bail bond in the sum of Rs.1,00,000/- with one surety in the like amount with the condition that accused will not abscond from the territorial jurisdiction. He will not tamper with the prosecution evidence or threaten any witness. He will not leave the limits of India without prior permission of the Court. He will appear in the trial Court on each and every date of hearing. Bail bonds and surety bonds are not furnished. Application disposed of accordingly. Papers be attached with remand papers/FIR/main file.

4. The observation given above shall have no bearing on the merits of the case.

Date of Order: 14.08.2023

Rajender Kumar

Stenographer Gr.-II

(Jinder Pal Singh)
JMJC-Malerkotla
UID No. PB00634