

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

**Criminal Misc. No. M-29264 of 2016
Date of Decision:-26.10.2016**

Lakhmi and others

...Petitioners

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Vivek Goel, Advocate
for the petitioner.

Mr. Manish Bansal, Deputy A.G., Haryana.

Mr. Shiv Charan Bhola, Advocate
for the complainant.

HARI PAL VERMA J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioners in case FIR No.209 dated 6.6.2016, under Sections 380, 457 and 411 IPC, registered at Police Station Kharkhoda, District Sonapat.

Learned counsel for the petitioners states that it is Rajesh son of Dhankar and Chander Bhan son of Sarnaam, who have been nominated as accused in the FIR and the petitioners have not been named in the FIR. He further states that the petitioners are being harassed and their houses are being searched by the police being relatives of aforesaid Rajesh and Chander Bhan. He further submits that there is no other case against the petitioners.

On the other hand, learned State counsel on instructions from ASI Sandeep states that the petitioners are members of Bawria Gang and operates in the theft activities. The recovery of 38 tolas gold and Rs.3,00,000/- cash is yet to be effected in the case.

I have heard learned counsel for the parties.

So far as accused Rajesh and Chander Bhan are concerned, against them challan has already been presented and they have been released on bail. However, the petitioners are member of the Gang and recovery is yet to be effected from them, therefore, no case for grant of anticipatory bail to the petitioners is made out.

The petition stands dismissed.

October 26, 2016
Vijay Asija

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned

Yes / No

Whether Reportable

Yes / No