

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

CRM-M-32269-2016 (O&M)

Date of decision : 23.09.2016

Ajay @ Chandgi

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Bijender Dhankhar, Advocate,
for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana,
assisted by ASI Mukesh Kumar.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking regular bail in case FIR No.123 dated 31.03.2016, registered under Sections 399 and 402 of the Indian Penal Code and Section 25 of the Arms Act, at Police Station Ganaur, District Sonipat.

Learned counsel, inter alia, contends that co-accused, Gulshan, from whom .315 bore pistol was recovered, has already been admitted to bail by this Court on 09.08.2016. The petitioner is in custody since 31.03.2016.

On the other hand, learned State counsel, on instructions, states that the petitioner is involved in as many as seven more FIRs and he stands convicted in one of those FIRs. He is a proclaimed offender in one of such

ATUL SETHI
23.09.2016
I attest to the accuracy and
authenticity of this document
Chandigarh

FIRs. The petitioner was arrested from the spot.

Heard.

The petitioner cannot claim parity with his co-accused Gulshan, who had since been acquitted in two FIRs and was granted bail in the third FIR, whereas, the petitioner stands convicted in one of the FIRs and in another FIR, he is a proclaimed offender.

Keeping in view the antecedents of the petitioner, this Court is not inclined to accept the prayer for grant of bail.

Dismissed.

However, nothing noticed hereinabove shall be construed as an expression of opinion of this Court, on the merits of the case.

23.09.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No