

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

CRM-M-37860 of 2015
Date of Decision: August 04, 2016

Aasif @ Tida ...Petitioner

Versus

State of Haryana ...Respondent

CRM-M-9035 of 2016

Shahdab ...Petitioner

Versus

State of Haryana ...Respondent

CRM-M-14638 of 2016

Wahid ...Petitioner

Versus

State of Haryana ...Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Sukhdeep Parmar, Advocate
for the petitioner (CRM-M-37860 of 2015).

Mr. Pardeep Bajaj, Advocate
for the petitioner (CRM-M-9035 of 2016).

Mr. Bijender Dhankar, Advocate
for Mr. S.S. Kharab, Advocate
for the petitioner (CRM-M-14638 of 2016).

Mr. Munish Sharma, AAG, Haryana.

FATEH DEEP SINGH, J.

The above detailed three regular bail applications under Section 439 Cr.P.C. preferred by accused Aasif @ Tida, Shahdab and Wahid respectively having arisen in the same very FIR are thus being disposed off together.

The brief allegations are that when complainant Deepika and her mother-in-law Nirmala were there in their house in Panipat at about 7.30 p.m. five persons had knocked at their door and revealed their identity to be from the Income Tax Office and after intruding into the house forcibly bolted the door and threatened the inmates by means of pistol and knife and after threatening them took away cash and jewellery lying in the house. It was during the course of investigations, the petitioner-Wahid was arrested and subsequently the other co-accused.

The contentions of the petitioner's counsel that the petitioners are not named in the FIR and have not been identified and are in custody for almost one year and that the similarly placed co-accused Faisal has been allowed bail by this Court vide order dated 29.09.2014 have been vociferously and vehemently refuted by the learned State counsel arguing that the petitioners Shahdab and Wahid both are facing 10 cases of similar nature and petitioner Aasif is facing 04 such cases and if released on bail would again commit such heinous offences.

The fact that the petitioners are in custody and that the similarly placed co-accused Faisal has been allowed bail by this Court is not an extenuating circumstance. As has been brought to the notice of this Court the petitioners are inter-state robbers/dacoits and earlier bail

application of Shahdab and others had been dismissed vide orders dated 19.3.2015 of this Court. It was at the behest of the petitioners certain articles of the loot have been recovered. In view of the heinousness of the offence and the seriousness of the allegations coupled with the innumerable cases of such heinous type of offences already being faced by them and that if released on bail would certainly not only influence the witnesses but may also abscond besides chances of again committing such crimes are there and, thus, the prayer is declined.

In view thereof, all the three applications stand dismissed.

(FATEH DEEP SINGH)
JUDGE

August 04, 2016
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No