

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

Sr. No.101

CRM NO. M-40401 of 2016
DECIDED ON: November 15, 2016

JINDA HASSAN

..PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. S.K. Biriwal, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

This is a petition preferred under Section 438 Cr.P.C., petitioner Jinda Hassan has sought pre-arrest bail, feeling apprehension of his arrest in case bearing FIR No.271, dated July 07, 2016, under Sections 406, 420, 467, 468, 471 & 120-B IPC, registered at Police Station Ganaur, District Sonapat.

No doubt, the previous petition preferred under Section 438 Cr.P.C. by the present petitioner was dismissed on merits vide order dated August 12, 2016 passed in *CRM No.M-25114 of 2016* captioned as “*Jinda Hassan Vs. State of Haryana*”.

The only changed circumstance pointed out by learned counsel for the petitioner is that the co-accused of the petitioner has been granted the concession of pre-arrest bail. But that circumstance cannot be termed to be a material change in the fact situation to enable the petitioner to prefer

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another petition. Since, the petition has already been dismissed on merits and there is no material change, instant petition is not maintainable.

Dismissed.

November 15, 2016

Avin/Ankur

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No