

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

CRM-M No. 6756 of 2016 (O&M)

Date of decision: 21.09.2016

Rajesh @ Raju

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Sarfraz Hussain, Advocate for
Mr. Rajesh Lamba, Advocate for the petitioner.

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

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No.436, dated 18.11.2015, registered under Section 457, 380, 420, 467, 468, 471, 476, 201 and 411 of the Indian Penal Code, at Police Station Sector 40, District Gurgaon.

The learned counsel for the petitioner states that the petitioner has been falsely implicated in the instant case. Co-accused of the petitioner, namely Shekhar @ Chanderpal has already been enlarged on bail by the trial Court. The petitioner is in custody since 06.12.2015.

The learned State counsel, on instructions states that the petitioner is a habitual offender and he is involved in 11 other cases. The challan stands presented and the prosecution evidence is still going on.

Heard.

The case of the petitioner cannot be said to be at par with the case of his co-accused Shekhar @ Chander Pal, from whom no incriminating material or forged document was recovered and whose name had surfaced in the disclosure statement of co-accused; whereas, the petitioner was allegedly apprehended from the spot with stolen car.

Keeping in view the antecedents of the petitioner, no case for bail is made out at this stage.

Dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

21.09.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

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