

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

205

**CRM-M-27186 of 2017.
Date of Decision: 02.08.2017.**

Satta

....Petitioner.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Punit Malik, Advocate for the petitioner.

Mr. Vikas Chopra, Deputy Advocate General, Haryana.

Ramendra Jain, J.(Oral)

Through this petition under Section 439 of the Code of Criminal Procedure, petitioner-Satta has sought regular bail in case F.I.R. No.210 dated 09.03.2017 under Sections 379/420 of the Indian Penal Code registered at Police Station Sector-5, Gurugram.

The allegation against the petitioner is that he fraudulently exchanged the ATM card of the complainant and then withdrew ₹24,000/- from his account.

Learned counsel for the petitioner contends that the petitioner has falsely been implicated. He was not named in the F.I.R. by the complainant and has been arrested only on the basis of the disclosure statement made by Ramesh in F.I.R. No.506 of 2016 pertaining to Police Station Kherki Daula which is a very weak type of evidence. Learned counsel further contends that the petitioner is in custody since 20.04.2017.

On the other hand, learned counsel for the State has vehemently opposed the prayer of the petitioner submitting that the petitioner is a

habitual offender. The petitioner is involved in seven other similar type of cases registered at different police stations. Recovery of ₹1500/- has also been effected from the petitioner out of the total withdrawn amount of ₹24,000/- by him from the account of the complainant.

Considering over all facts and circumstances of the case and the fact that the petitioner is involved in other cases besides the present one which shows that he is a habitual offender, the present petition for grant of regular bail to the petitioner is hereby dismissed.

(RAMENDRA JAIN)
JUDGE

02.08.2017
jitender

Whether speaking/ reasoned

Yes/ No

Whether Reportable

Yes/ No