

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

**CRM-M-29989-2017 (O&M)
Date of decision :01.11.2017**

Ran Singh alias Rania

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE H.S. MADAAN

Present : Mr. Maninder Singh, Advocate
for the petitioner.

Mr. Neeraj Poswal, AAG, Haryana.

H.S. MADAAN, J.

This petition for pre-arrest bail has been filed by petitioner – Ran Singh alias Rania an accused in FIR No.87 dated 24.05.2017 under Sections 188, 379 IPC and 21(4), 4(1) and 4(1)(A) of Mines and Minerals (Development and Regulation) Act, 1957, registered at Police Station Raipur Rani, District Panchkula.

Briefly stated the facts of the case as per prosecution story are that on 23.05.2017 Jaspal Singh Mining guard was on duty at village Bhodd Mandlay; that on the spot no mining work was found but the signs of mining were there; that Jaspal Singh Mining guard asked the villagers about

the same and they told that Somnath son of Raghbir Singh, Lalaram son of Raghbir Singh and Rania son of Tikka Ram resident of village Bhodd steal small minerals by using JCB machines and their tippers, hence formal FIR was registered.

Apprehending his arrest, the petitioner had approached the Court of Sessions for grant of concession of pre-arrest bail but his such request was declined by Additional Sessions Judge, Panchkula vide order dated 07.07.2017, as such he has approached this Court asking for similar relief. Notice of which was given to the State, who put in appearance.

I have heard learned counsel for the parties, besides going through the record.

It may be mentioned here that in this case the petitioner was granted interim bail with a direction to join investigation, he has in fact joined the investigation. But the State counsel has submitted that he has not rendered full cooperation. It is further submitted by the State counsel that the petitioner is involved in several other similar criminal cases. In that way he is a habitual criminal. Learned State counsel has placed on file copies of documents to show his involvement in such cases. Copy of FIR No.100 dated 26.06.2017 has been registered against the petitioner with Police Station Raipur Rani for offences under Sections 379/188 IPC and Section 21(4) of Mines and Minerals (Development and Regulation) Act 1957 and copy of FIR No.101 for these offences also had been registered against him. Such type of a person indulging in criminal acts after being granted concession of pre-arrest bail does not deserve this discretionary equitable relief. According to the State counsel there are reasonable chances of his absconding and tampering with the prosecution evidence, if granted pre-

arrest bail. Therefore, facts and circumstances do not warrant to grant concession of pre-arrest bail to the petitioner, his request in that regard is declined and petition so moved by him stands dismissed.

01.11.2017
Gaurav Sorot

(H.S. MADAAN)
JUDGE

1. Whether reportable? **No**
2. Whether speaking / reasoned? **Yes**