

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

CRM-M No.42636 of 2016

Date of decision: 17th February, 2017

Joginder

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Sunny Bhardwaj, Advocate for the petitioner.
Mr. Munish Sharma, Asstt. Advocate General, Haryana
for the respondent/State.

FATEH DEEP SINGH, J.

Allegations against the petitioner Joginder in this anticipatory bail application filed under Section 438 Cr.P.C. in case FIR No.975 dated 16.10.2015 registered at Police Station Sadar, Gurgaon under Sections 392/364/34 IPC and Section 25/54/59 of the Arms Act, are that he along with his co-accused/non-applicant Rakesh are alleged to have been instrumental in snatching Innova car bearing registration No.PB-08CL-1988 owned by one Satish Aggarwal on 15.10.2015 at gunpoint, leading to registration of the present case. It was during another case registered at New Delhi, petitioner had confessed of the present occurrence and that is how the petitioner has come up in this anticipatory bail application.

Learned counsel for the petitioner submits that there is not an iota of evidence to link the petitioner with the commission of offence as

neither he has been identified and the prosecution witnesses have not supported the prosecution version including the complainant Ramesh Verma who has been examined as PW3.

The bail application is stoutly opposed by learned State counsel on the grounds that the Delhi Police on the basis of secret information had apprehended the accused and on the disclosure statement of co-accused had got recovered the vehicle in question and that the petitioner has since been declared a proclaimed offender vide orders dated 25.11.2016.

Keeping in view the seriousness of allegations and heinousness of the offence and the fact that the petitioner as per the own stand of the State has already been declared a proclaimed offender, no cause for grant of anticipatory bail is made out.

Dismissed.

(FATEH DEEP SINGH)
JUDGE

February 17, 2017

rps

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No