

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

CRM-M-22810 of 2018

Date of decision: September 28, 2018

Alamdeep @ Alam Malhi

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Ankit Aggarwal, Advocate for the petitioner.

Mr. Kapil Bansal, DAG, Haryana.

Rajan Gupta, J.

This is a petition under Section 439 Cr.P.C. seeking regular bail in a case registered against the petitioner under Sections 379A, 395 IPC and Sections 25, 54 & 59 of Arms Act, at Police Station Butana, District Karnal (Section 395 IPC added later on and Section 392 IPC was deleted, vide FIR No.46 dated 4.2.2017).

FIR was registered on complaint of Sanjiv Kumar. On 3.2.2017 at 8.30 PM, when complainant was going to attend his duty, a Swift Car No.HR-08-6416 came and stopped in front of his motor cycle. Two boys alighted from the back seat, having sword and pistol in their hands. They put their respective weapons on the chest and temple of the complainant and asked him to hand over all the things which he was having. So, complainant handed over his mobile phone, RC of motor cycle, Driving Licence, Adhar Card, Pan Card, ATM Card and cash of Rs.3000/- to the assailants.

Thereafter, the boy having sword had taken key of his motor cycle and

asked the complainant to flee after removing his shoes. After covering some distance, Ballu, Master, Sunil, Parveen and Subhash Master met him. The complainant narrated the entire story to them. When they reached the place of occurrence, they found the motor cycle standing there in locked condition. According to affidavit of Surinder Singh Bhoria, Superintendent of Police, Karnal, petitioner is also involved in eight other cases of similar nature.

Keeping in view the nature of crime and the punishment it would entail in case of conviction, I am of the considered view that petitioner is not entitled to concession of bail. The petition is devoid of merit and is hereby dismissed.

(RAJAN GUPTA)
JUDGE

September 28, 2018
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No