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

**CRM-M No.3603 of 2017
Date of Decision: 24.01.2018**

Abdul Rashid @ Ghudu

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. Rishabh Gupta, Advocate
for the petitioner.

Mr. Hittan Nehra, Addl. A.G., Punjab.

RAJ MOHAN SINGH, J.

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.47 dated 19.08.2015, registered under Sections 307, 34 IPC (Sections 353, 186, 323, 325 IPC added later on) and Sections 25, 54, 59 of the Arms Act at Police Station Sandaur, District Sangrur.

Brief facts are that the FIR was registered with the allegations that on 18.08.2015, the complainant was present along with the police party at bus stop, Faridpur. At about 9.00 p.m. a car make Ford Figo came from the side of Malerkotla. The car was made to stop by showing signal with a torch. Four

persons were present in the car. The car after crossing the police party suddenly stopped and persons namely Abdul Rashid @ Ghudu, Feroz, Mohd. Irfan and Avarjit Singh were found armed with deadly weapons. Petitioner Abdul Rashid @ Ghudu was armed with .32 bore pistol. Feroz was armed with .12 bore gun. Mohd. Irfan and Avarjit Singh were armed with pistols. Abdul Rashid @ Ghudu and Feroz started firing with their respective weapons on the police party. One shot hit and crossed while touching left elbow of the complainant. Police party also fired shots in defence. All the four accused persons fled away from the spot. Injured was hospitalized.

As per reply filed by way of affidavit of Deputy Superintendent of Police, Sub Division, Malerkotla, the petitioner has antecedent behaviour being involved in 14 criminal cases. In some of the cases, the petitioner has been acquitted and in some of the cases he has been convicted. In 2-3 cases, reports under Section 173 Cr.P.C. have been filed.

In the present case, the revolver which was allegedly used was recovered in FIR No.148 dated 07.10.2015 registered under Sections 399/402 IPC and Sections 25/54/59 of the Arms Act at Police Station Sadar Nabha. In the said FIR, the petitioner was arrested on 23.02.2016.

Keeping in view the track record of the petitioner, I am of the view that the petitioner is not entitled to the concession of regular bail. This petition is accordingly dismissed.

Nothing expressed hereinabove would be construed to be an expression of any opinion on merits of the case.

January 24, 2018	(RAJ MOHAN SINGH)
<i>Atik</i>	JUDGE
Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No