

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

CRM-M-3483-2019 (O&M)

Date of decision: February 21, 2019

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. Saurabh Mohunta, DAG, Haryana.

Rajan Gupta, J.(oral)

This is a petition under Section 439 Cr.P.C. seeking regular bail in a case registered against the petitioner under Sections 379-A, 395 IPC and Section 25, 54 & 59 of Arms Act, 1959 at Police Station Butana, District Karnal, vide FIR No.46 dated 4.2.2017.

It has been urged before the court that petitioner is entitled to bail as he has been in custody since 03.06.2017. Besides, some co-accused have been granted concession of bail.

Plea has been vehemently opposed by the State counsel. He filed a status report by way of affidavit of Surinder Singh Bhorla, Superintendent of Police, Karnal, wherein a list of nine other cases, in which petitioner is involved, has been given. Same is taken on record. Case of the petitioner may not be on the same footing as that of the co-accused. Besides, complaint in this case was lodged by one Sanjeev Kumar, who stated that on 3.2.2017 at about 8.30 P.M. he was going for duty on his motorcycle. As he reached near the field of Mehar Singh, one car Make

Swift came on high speed, which stopped in front of his motorcycle. Two boys, one carrying sword and other pistol, alighted from the rear seat of the car and accosted the complainant. While one of them put the sword on the chest of the complainant, the other pointed the pistol on the temple of the complainant. He stole the mobile phone from the right pocket of the pant of the complainant as well as other documents, ATM card and cash. Complainant was told that he would be killed if he tried to chase them. As a result, complainant turned and started walking towards his village. On the way he met certain other persons and narrated the whole incident to them. Matter was reported to the police and thereafter investigation ensued. During the investigation recovery of the pistol is stated to have been effected from the petitioner. This apart, this appears to be a case of highway snatching at night in winters.

Under the circumstances, no case for bail is made out.

Dismissed.

(RAJAN GUPTA)
JUDGE

February 21, 2019
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No