

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

CRM-M-25340-2020(O&M)

Date of decision: 28.10.2020

Gagandeep Singh @ Gagni

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. J.S.Dhaliwal, Advocate for the petitioner

Ms. Samina Dhir, DAG, Punjab

ANIL KSHETARPAL, J. (ORAL)

The petitioner prays for bail pending trial in a criminal case arising from FIR No.27, dated 12.2.2018, registered under Section 379 B IPC and Section 25 of the Arms Act, 1959, at Police Station, Talwandi Sabo, District Bathinda.

As per the case of the prosecution, the petitioner alongwith co-accused while brandishing a pistol snatched Rs.4800/-, alongwith a Samsung mobile phone.

On the directions of this Court, reply by way of affidavit has been filed by the Deputy Superintendent of Police, Talwandi Saboo. It has been pointed out that the petitioner is a habitual offender and has been convicted in as many as three criminal cases, details whereof are extracted as under:-

“I. FIR no.25 dated 20.2.2009 under Section 382, 411 IPC Police Station City-I Mansa. The accused petitioner has been convicted in this case by the court of Sh. Balwinder Kumar Chief Judicial Magistrate, Mansa and sentenced to 8 months RI along with a fine of Rs.500/- on 17.7.2013.

II. FIR No.25 dated 7.5.2010 under Section 364-A, 212, 120-B, 148, 149 IPC Police Station Cantonment Amritsar. Accused petitioner has been convicted and sentenced to life imprisonment with a fine of Rs.10,000/- in this case by the court of Sh.K.K.Goyal, learned Additional Sessions Judge, Amritsar on 26.2.2015.

III. FIR no.63 dated 24.5.2010, under Section 25, 54, 59-A Act Police Station Mour. Accused petitioner has been convicted in this case by the court of Mrs. Sucheta Ashish Dev PCS. Learned Sub Divisional Judicial Magistrate, Talwandi Sabo and sentenced to RI for one year plus a fine of Rs.1000/-.

IV. FIR no.9 dated 23.1.2014 under Section 309, 506 IPC and section 52-A Prisons Act, Police Station Sadar Mansa. Accused petitioner has been acquitted in this case.

V. FIR no. 90 dated 17.4.2019 under Section 42, 52-A Prison Act Police Station City Faridkot. Accused petitioner is under trial in this case in the court of Sh. Suresh Kumar PCS Judicial Magistrate, Ist Class Faridkot. The petitioner is habitual offender.”

Keeping in view the aforesaid facts, no ground to grant concession of bail to the petitioner is made out.

Hence, dismissed.

28.10.2020
rekha

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No