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

CRM-M No. 4061 of 2021
Date of Decision: 29.01.2021

Samim

-Petitioner

Vs

State of Haryana

-Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Munfaid Khan, Advocate,
for the petitioner.

RAJ MOHAN SINGH, J. (ORAL)

The case has been taken up for hearing through video-conferencing.

Petitioner seeks grant of anticipatory bail under Section 438 Cr.P.C. in case bearing FIR No.52 dated 13.04.2005 under Sections 148, 149, 323, 324, 325, 427, 506, 307 and under Sections 25-54-59 of Arms Act registered at Police Station Nagina, District Nuh.

FIR No.52 was registered on 13.04.2005 under Sections 148, 149, 323, 324, 325, 427, 506, 307 and under Sections 25-54-59 of Arms Act at Police Station Nagina, District Nuh. Petitioner was declared as Proclaimed Offender in the aforesaid case in the year 2006.

First anticipatory bail was dismissed by the court of Sessions on merits on 16.05.2018. Petitioner did not surrender even thereafter. He again ventured to file second anticipatory bail before the court of Sessions at Mewat on 22.12.2020. This petition was also dismissed vide order dated 19.01.2021.

Now, the petitioner has preferred this petition for grant of anticipatory bail on the ground that the petitioner was not shown armed with any specific weapon and no overt act was attributed to him, except to allege that he was member of an unlawful assembly.

Since the petitioner has absconded for more than 15 years, therefore, no indulgence can be granted in favour of the petitioner under Section 438 Cr.P.C.

Dismissed.

29.01.2021
Jyoti Sharma

(RAJ MOHAN SINGH)
JUDGE

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| 1. | Whether speaking/reasoned | : | Yes/No |
| 2. | Whether reportable | : | Yes/No |