

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

214

**CRM-M-24358-2020
Decided on : 12.01.2021**

Akash Kumar @ Ashu

. . . Petitioner

Versus

State of Punjab

. . . Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr. Bhupinder Kumar, Advocate
for the petitioner.

Mr. H.S. Sitta, AAG, Punjab
assisted by ASI Gurmukh Singh.

MANJARI NEHRU KAUL, J. (Oral)

The instant petitioner has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 54, dated 03.02.2018, under Sections 379B(2), 411 IPC (Section 34 IPC added later on), registered at Police Station Jodhewal, District Ludhiana.

Learned counsel for the petitioner submits that the petitioner has been in custody since 11th December, 2018 and the prosecution evidence has not yet commenced. He has, therefore, prayed for concession of regular bail to the petitioner, as the trial is unlikely to conclude in the near future.

Per contra, learned State counsel while opposing the prayer and submissions made by learned counsel for the petitioner, on instructions from ASI Gurmukh Singh, has apprised the Court that the petitioner was earlier granted concession of regular bail by the trial Court vide order dated 05th April, 2018 (Annexure P-2). However, thereafter, he did not appear before the trial Court and further, during the pendency of the trial, petitioner was involved in an another case. It was only on 14th August, 2019, he was produced before the

trial Court on production warrants.

Learned State counsel has further submitted that the petitioner is a man of criminal antecedents, as he is involved in more than ten criminal cases under the various Sections of IPC viz. 307 IPC etc. including the cases under NDPS Act.

Heard.

Prima facie, there are serious allegations levelled against the petitioner in the FIR in question and looking to his criminal antecedents, he does not deserve the concession of regular bail.

Petition stands dismissed accordingly.

(MANJARI NEHRU KAUL)
JUDGE

January 12, 2021

J.Ram

Whether speaking/reasoned: *Yes/No*
Whether Reportable: *Yes/No*