

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 105

CRM-M-38452-2021

Date of decision : 16.09.2021

Tasleem

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.A.D.S.Sukhija, Advocate, for the petitioner.

Mr.Rahul Mohan, DAG, Haryana.

DEEPAK SIBAL, J. (ORAL)

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No.616 dated 31.12.2019 registered under Sections 379/420 IPC (Sections 392/34 IPC and Section 25 of the Arms Act, 1959 added later on and Sections 379/420 IPC deleted subsequently) at Police Station Sector 50, District Gurugram.

Briefly stated, the case of the prosecution is that the petitioner, alongwith his co-accused, duly armed, robbed the complainant of his car keys, credit card and mobile phone and used such credit card to withdraw money.

Learned counsel for the petitioner *inter alia* contends that the petitioner has been falsely implicated in this case; in the initial version given by the complainant neither was the petitioner named nor it was even alleged that the complainant was robbed and that the petitioner has been arrayed as an accused in this case due to the fact that he is accused in a similar case.

The allegations against the petitioner are that of having robbed the complainant at gun point and then of using his stolen credit card to withdraw money, a part of which has been eventually found in the petitioner's Paytm account.

In the light of the above serious allegations against the petitioner of armed robbery as also because the petitioner has allegedly committed such crime while on bail in another FIR in which he is alleged to have committed dacoity, this Court is of the opinion that the petitioner does not deserve the concession of anticipatory bail especially when recoveries are still sought to be made by the investigating agency.

Dismissed.

16.09.2021
shamsher

[DEEPAK SIBAL]
JUDGE

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No