

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

CRM-M-1594-2022 (O&M)

Date of decision: 03.02.2022

Surjit Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Sukhmeet Singh, Advocate for the petitioner.

Mr. Davinder Bir Singh, DAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Petitioner has filed this second petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 46 dated 22.04.2021, registered under Sections 379, 413 and 473 IPC, at Police Station Bajakhana, District Faridkot, the earlier one having been dismissed as withdrawn vide order dated 07.12.2021 passed by this Court.

Learned counsel for the petitioner submits that the FIR was registered on a secret information and the petitioner has wrongly been implicated. As alleged, the petitioner and the other co-accused, used to travel in a car during night and were in the habit of stealing valuable copper and oil etc. from the transformers installed in the fields and thereafter, they would sell the same in the junk market. The petitioner has been in custody since 22.09.2021. Moreover, co-accused Nachhattar Singh @ Bhola, who is facing

trial in 7 other cases, has also been granted regular bail, vide order dated 24.09.2021 passed by a Coordinate Bench.

On the other hand, learned State counsel while controverting the submissions made by the learned counsel for the petitioner, submits that the allegations against the petitioner are very serious and in case, he is enlarged on bail, every effort will be made by him to either tamper with the evidence or win over the witnesses. The petition is also involved in 5 other cases, out of which though he stands acquitted in two cases, but three are yet pending trial.

I have heard the learned counsel for the parties.

The sole reliance of the petitioner is on the order dated 24.09.2021 passed by a Coordinate Bench granting concession of regular bail to co-accused Nachhattar Singh @ Bhola. But a perusal thereof would show that said co-accused had been granted said concession due to Covid-19 Pandemic. The petitioner is a habitual offender and his brazen antecedents are sufficient enough to decline him the concession of bail. If enlarged on bail, he would again indulge himself into similar crimes.

Therefore, I do not find any ground to grant him the concession of regular bail.

In view of the above, the present petition is dismissed.

(HARNARESH SINGH GILL)
JUDGE

03.02.2022
Mangal Singh

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No