

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

101

CRM-M-8942-2022 (O&M)

Date of Decision: 21.03.2022

GAGANDEEP SINGH @ GAGNA AND ORS

... Petitioners

Versus

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Sukhjit Singh, Advocate
for the petitioners.

HARNARESH SINGH GILL, J.(Oral)

Through the instant petition under Section 438 Cr.P.C., the petitioners seek anticipatory bail in case bearing FIR No.02 dated 22.01.2022, registered under Sections 61, 78(2) of the Punjab Excise Act, 1914, at Police Station Jodhan, District Ludhiana.

Learned counsel for the petitioners submits that though, on the basis of a secret information, a raid was conducted, yet the petitioners were neither arrested at the spot nor any recovery was effected from them; that this fact clearly shows that the petitioners have falsely been implicated in the present case; that the alleged recovery was effected from the other person and that co-accused, namely, Darshana Devi and Jaswinder Kaur, have already been granted the concession of anticipatory bail by a Coordinate Bench of this Court on 21.02.2022.

I have heard the learned counsel for the petitioners.

As per para 14 of the petition itself, there are various cases registered and/or pending against the petitioners i.e. two cases against petitioner No.1, four against petitioner No.2 and one against petitioner

No.3. Though in some of the cases they stand acquitted, but the fact remains that they are the people with criminal antecedents. Thus, keeping in view the fact that the petitioners are habitual offenders having brazen criminal antecedents, they do not deserve concession of the anticipatory bail. Moreover, the nature of the offences committed by the petitioners is sufficient enough to hold that if released on bail, they would again involve themselves in similar crime.

In view of the above, no ground is made out to grant anticipatory bail to the petitioners.

Dismissed.

21.03.2022

Aman Jain

(HARNARESH SINGH GILL)
JUDGE

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*