

CRM-M-14350-2020
Date of decision: 18.01.2022

Ozans @ Monty Shah

Petitioner

Versus

State of UT, Chandigarh

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGANPresent: Mr. J.S. Dadwal, Advocate for the petitioner.
Mr. Anil Kumar Lamdharia, APP, U.T., Chd.

AVNEESH JHINGAN, J (Oral):

1. Due to COVID-19 situation, the Court is convened through video conference.

2. This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No. 306, dated 10.12.2019, under Section 25/54 Arms Act, 1959, registered at Police Station South Sector 34, Chandigarh.

3. The petitioner was found in a possession of a country made pistol along with five live cartridges. He was arrested on 10.12.2019. The petitioner was granted interim bail due to COVID-19 situation. The interim bail was extended from time to time and was upto 11.12.2020. Petitioner was to surrender on 12.12.2020. He absconded and was arrested on 15.05.2021 in another FIR.

4. Learned counsel for the petitioner submits that petitioner was arrested in May, 2021 and is now in custody for more than eight months and challan stands presented.

5. Learned counsel for the U.T., opposes the grant of bail and

more cases, there is every chance of his absconding.

6. The conduct of the petitioner is evident from the fact that he never surrendered after availing interim bail but was arrested in another FIR. No reason whatsoever worth has been put forth by the counsel for the petitioner for not surrendering on 12.12.2020. The involvement of the petitioner in seven more cases is an indicator of his antecedents.

7. No case is made out for bail.

8. The petition is dismissed.

9. It is clarified that nothing stated hereinabove shall be construed as an expression of opinion of the merits of the case.

[AVNEESH JHINGAN]
JUDGE

18th January, 2022
Parveen Sharma

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