

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

CRM-M-26200-2022

Date of decision : 10.06.2022

Abhimanyu Kumar

..... Petitioner

versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Gurpreet Singh Dhillon, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Petitioner has approached this Court praying for grant of anticipatory bail in case FIR No.25 dated 01.04.2022, under Section 379 IPC, registered at Police Station Koom Kalan, District Ludhiana, Punjab.

It has been contended by counsel for the petitioner that the petitioner has been falsely implicated in this case. He has submitted that petitioner is carrying on the business of Scrap Dealer and hence, he has been falsely implicated by the co-accused in this case. He has submitted that in other two FIRs which are registered earlier against the petitioner, there is no direct evidence against him.

I have heard counsel for the petitioner and perused the record.

On hearing learned counsel for the petitioner and perusing the record, it is apparent that this is not the only FIR against the petitioner and he is facing prosecution in other two FIRs of the similar nature. There are allegations that nine engines were stolen by the co-accused and these were sold to the petitioner which are yet to be recovered. *Prima facie*

complicity of the petitioner in the present case is established. The antecedents of the petitioner are also not free from doubts. For consideration of the anticipatory bail, the Court is to take into consideration the parameters enumerated in Section 438(1) Cr.P.C. like the gravity of the offence, possibility of the accused tampering with the on going investigation, chances of his fleeing from justice.

Keeping in view the antecedents of the petitioner and the facts and circumstances of the case, the Court finds no justification in extending benefit of anticipatory bail to the petitioner. The petition being devoid of any merits is hereby dismissed.

(RAJESH BHARDWAJ)
JUDGE

10.06.2022
m. sharma

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