

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

CRM-M-35491-2022 (O&M)

Date of decision: 10.08.2022

Aslam

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. B.S. Mamli, Advocate for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case FIR No. 483 dated 22.07.2022, registered under Sections 379 IPC, at Police Station Sadar Thanesar, District Kurukshetra.

Learned counsel for the petitioner the petitioner has falsely been involved in the present case, as he has nothing to do with the alleged crime; that the petitioner was neither named in the FIR, nor he was present at the place of occurrence; that there is no evidence on record to prove the involvement of the petitioner in the present case and that the petitioner is ready to join the investigation.

I have heard the learned counsel for the petitioner and have also gone through the paper-book.

Perusal of the paper-book would reveal that the FIR was registered on the complaint of Raj Kumar, one Mohit was caught red handed while committing theft of wires from the complainant's tube-well; that on the disclosure statement of said Mohit two co-accused, namely, Rahul @ Babbar and Sanjay were arrested, who all further in their disclosure statements named the petitioner as their fourth accomplice and that during the course of investigation two broken pieces of cables of submersible tube-well and one motor-cycle used in the commission of offence, stands recovered from Mohit and Rahul @ Babbar.

Considering the seriousness of the crime, the custodial interrogation of the petitioner is necessary to unearth the gangs, which are operating in the area and doing such type of criminal acts. Hence, no ground to grant the concession of anticipatory bail to the petitioner is made out.

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

(HARNARESH SINGH GILL)
JUDGE

10.08.2022

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No