

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

**CRM-M No.42305 of 2022 (O&M)
Date of decision : 20.09.2022**

Naresh Kumar Yadav

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Dr. Sumati Jund, Advocate
for the petitioner.

Mr. Sumit Jain, Addl.AG, Haryana.

PANKAJ JAIN, J. (ORAL)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.395 dated 07.06.2021 registered under Sections 392 & 34 IPC at Police Station Sadar Gurgaon, District Gurugram, Haryana.

Custody certificate dated 19.09.2022 by way of affidavit of Satyabhan, Deputy Superintendent, District Prison (Gurugram), Haryana on behalf of State has been filed. The same is taken on record. As per the same the petitioner is facing 8 more cases. In all these matters, the petitioner is either facing charges under Section 392 or 379-B IPC. In the present case also, the petitioner has been booked for the offences punishable under Sections 392 & 34 IPC.

As per the allegations levelled in the FIR, it has been alleged that :-

"I Haroon Qureshi S/o Immamudin Qureshi R/o House No. 1093/23, Hira

Nagar near Bhatia Apartment Khandsa Road, Gurugram. I do business of selling and buying of buffaloes. I have my own dairy. Today at around 06:30 A.M. I was going to give money to Chhajju and Pappu R/o Basur, Rajasthan i.e. from whom I have purchased buffaloes. My son has dropped me at Rajiv Chowk (Gurugram) at around 06:30 A.M to 07:00 A.M. after that there was one white coloured Creta and gave hand to one Breeza car. I said where would you go so they said they will go to Jaipur than they asked me where would I go and I said Kotputli (Rajasthan). After that I sat in it and after going some distance they fought with me and tied my Gamcha around my neck and strangled my neck because of which I faced difficulty in breathing and was very much anxious. There were two people in the car along with Driver. They took my Rs. 2,58,500/- and my phone (9818827872). Than they took a U turn before Khetki Toll Tax and threw me on Hero Honda Chowk (flyover). Those boys must be between 25 to 30 yrs. of age. They were speaking in local language and were wearing masks one of them remove the mask and I can identify him I have come to register my complaint before you at Naharpur Rupa Gurugram post. It is requested to you that my money and mobile may kindly be returned to me. Appropriate action may kindly be taken against those persons and justice may be given to me.”

I have heard learned counsel for the petitioner and have carefully gone through the record of the case.

The allegations against the petitioner are serious. He is alleged to have strangulated the complainant with Gamcha and robbed him of Rs.2,58,500/-. The allegations levelled in the FIR along with the fact that the petitioner is habitual offender dis-entitle him from grant of any concession of bail.

Petition stands dismissed.

(PANKAJ JAIN)
JUDGE

20.09.2022

Pooja sharma-I

Whether speaking/reasoned
Whether Reportable :

Yes
No