

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-46687 of 2022 (O&M)
Date of decision: 07.12.2022

Pawan Kumar @ Badshah ..Petitioner

Versus

State of Haryana ..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. R.A.Sheoran, Advocate
for the petitioner.

Mr. Jaspal Singh Pannu, AAG, Haryana.

ANIL KSHETARPAL, J(Oral)

This is the petitioner's second attempt to get the regular bail during the pendency of the trial in a criminal case arising from FIR NO.566, dated 13.11.2017, registered under Section 365/395 of the Indian Penal Code, 1860 and Section 25 of the Arms Act, 1959, at Police Station Sadar Dadri, District Charkhi Dadri.

As per the status report filed by the State of Haryana, the petitioner has either been convicted or acquitted or is facing trial in the following cases:-

Sr.No.	FIR NO.	Status
1.	FIR No.86 dated 21.06.2011 u/s 457/380 IPC PS Bhawani Garh Punjab	Acquitted on 25.05.2014
2.	FIR No.111 dated 06.08.2011 u/s 399/402 IPC PS Bhawani Garg Punjab	Sentenced on 19.02.2015
3.	FIR No.40 dated 27.01.2012 u/s 25 Arms Act PS City Jind	Acquitted on 09.01.2017
4.	FIR No.93, dated 30.06.2012, u/s 302/34/120B IPC nad 25 Arms Act PS Julana Jind	Acquitted on 04.03.2015.
5.	FIR No.435 dated 25.05.2014, u/s 42 Prisoners Act PS City Jind	Sentenced on 27.02.2015.

6.	FIR no.377 dated 04.05.2014 U/S 42 Prisoners Act PS City Jind	Acquitted on 16.09.2015
7.	FIR NO.27 dated 13.01.2015 u/s 323/324/506 IPC PS City Jind	Sentenced on 26.11.2019
8.	FIR NO.715 dated 09.09.2015 u/s 25 Arms Act PS City Jind	Under trial fixed for PW on 01.11.2022.
9.	FIR NO.06 dated 12.06.2018 u/s 392/285 IPC and 25 Arms Act PS Bass Distt. Hansi	Sentenced on 15.07.2019
10.	FIR No.16, dated 31.01.2018 u/s 392 IPC and 25 Arms Act PS Bass Distt. Hansi	Sentenced on 15.07.2019
11.	FIR NO.93 dated 18.02.2018 u/s 25 Arms Act PS Sadar Rohtak	Under trial fixed for PW on 03.11.2022.
12.	FIR NO.18 dated 04.02.2018 u/s 365/379A/34 IPC and 25 Arms Act PS Loharu, Bhiwani	Acquitted on 03.09.2022
13.	FIR No.4 dated 02.01.2018 u/s 392/34 IPC and 25 Arms Act PS Meham, Rohtak	Under trial fixed for PW on 09.11.2022.
14.	FIR NO.111 dated 09.02.2018 u/s 395/379A IPC PS Sadar Dadri	Under trial fixed for PW on 07.11.2022.
15.	FIR NO.130 dated 14.04.2018 u/s 302/307/395/396/397/379B IPC and 25 Arms Act PS Badhara, Distt. Dadri	Under trial fixed for PW on 22.11.2022.

The learned counsel representing the petitioner contends that the petitioner has suffered incarceration for a period of 4 years and 7½ months.

Mere period of incarceration cannot be a solitary ground to grant bail particularly when the petitioner is involved in a large number of cases.

Moreover, the prosecution has already recorded depositions of 14 witnesses out of total 19 proposed to be examined and the next date of hearing is 21.01.2023. The trial court of the case is already at the advance stage.

Keeping in view the aforesaid facts, this court is not inclined to grant the concession of regular bail to the petitioner.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

December 07, 2022
nt

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

:
:

Yes/No
Yes/No