

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-6371 of 2023 (O&M)
Date of Decision: February 07, 2023

Kaiyum

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Bhupinder Banga, Advocate
for the petitioner

Sudhir Mittal, J. (Oral)

CRM-5945-2023

Application is allowed and exemption sought for is granted.

Crl. Misc. No. M-6371 of 2023

The petitioner seeks grant of anticipatory bail in case FIR No. 0084 dated 18.03.2020, registered at Police Station Chand Hut, District Palwal, under Sections 25, 54, 59 of Arms Act, 1959 and Section 379-A IPC.

According to the contents of the FIR, the tractor of the complainants was stopped by the petitioner and his co-accused by parking their Swift car in front of it. Thereafter, they alighted from the same and pointed country made pistols at them and snatched various articles including cash of Rs. 15,000/- and two mobile phones.

Learned counsel for the petitioner has submitted that the petitioner was not named in the FIR. The co-accused have been arrested and have been released on bail. No recovery is to be effected and, thus, the petitioner deserves the concession of anticipatory bail.

A perusal of the record shows that proceedings to declare the petitioner as a proclaimed person are pending. Obviously, the petitioner was summoned to join investigation but despite service did not do so. He has absconded from the law for three years and, thus, does not deserve the concession of anticipatory bail irrespective of the merits of the case.

The petition is, accordingly, dismissed.

February 07, 2023

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No