

[208] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-33715-2023
Date of Decision :17.11.2023

Avtar Singh @ Tara ...Petitioner
versus

State of HaryanaRespondent

Coram : **HON'BLE MR. JUSTICE JASGURPREET SINGH PURI**

Present : Mr. Nikhil Kumar, Advocate for the petitioner.
Mr. Vishal Kashyap, DAG, Haryana.

JASGURPREET SINGH PURI, J. (ORAL)

[1] The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case bearing FIR No.273 dated 03.10.2018, under Sections 392, 397, 201, 506 IPC and Section 25 of Arms Act, registered at Police Station Pinjore, District Panchkula, Haryana.

[2] On the last date of hearing, this Court had directed the learned trial Court to file a report with regard to the status of the trial.

[3] Report has been received from the learned Sessions Judge, Panchkula wherein, it has been so stated that the complainant has already been examined on 03.11.2023 and the prosecution has closed the evidence and now the case is listed for 17.11.2023 for recording of statement of accused under Section 313 Cr.P.C.

[4] Learned counsel submitted that the petitioner has already faced custody for more than 04 years and therefore may be considered for the grant of regular bail.

[5] On the other hand, learned State Counsel, Haryana, has vehemently opposed the bail to the petitioner on the ground that the petitioner is involved in very serious case of robbery of a petrol pump and the incident was also captured in the CCTV footage in which the present petitioner is present and not only this, the petitioner is also involved in two more cases of similar nature and in case the petitioner released on bail then he may not only repeat the offence but he may even abscond from justice.

[6] In view of the aforesaid factual position, pertaining to the stage of trial, the matter is now fixed for recording of the statement of the accused under Section 313 Cr.P.C. and the apprehension expressed by the learned State Counsel, this Court does not deem it fit and proper to grant of regular bail to the petitioner.

[7] Consequently, the present petition is hereby dismissed.

[8] However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is only meant for the purpose of decision of present petition.

(JASGURPREET SINGH PURI)
JUDGE

17.11.2023
'Rajneesh'

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