

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

**Neutral Citation No. 2024:PHHC:055345
CRM-M-20055-2024
Date of Decision: April 24, 2024**

Lakhwinder Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Satbir Singh Gill, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

By way of present petition under Section 438 Cr.P.C., petitioner prays for pre-arrest bail in a case arising out of FIR No.0106 dated 22.02.2024, under Sections 380 and 457 of IPC, registered at Police Station City Sirsa.

2. As per the prosecution allegations, on the night intervening 21/22.02.2024, theft was committed in the house of complainant Gaurav. An amount of ₹3 lacs, besides 12-15 tolas of gold jewellery was stolen. It is alleged that in the CCTV footage, one Pawan Kumar was visible, who was arrested. Certain recoveries were effected from him and in his disclosure statement, said Pawan nominated the petitioner to be one of the associates, who had committed theft with him.

3. Learned counsel for the petitioner contends that the petitioner has been falsely implicated; that he is not visible in the CCTV footage; that he is sought to be arrested on the basis of disclosure statement.

4. Notice of motion.

5. Naveen Kumar Sheoran, DAG, Haryana accepts notice on behalf of the respondent-State.

6. Learned State counsel informs that in the CCTV footage, the thieves are visible in muffled faces, but the face of co-accused Pawan Kumar was clear, who nominated the petitioner to be involved in the crime. Learned State counsel also informs that the petitioner is involved in as many as 11 other criminal cases.

7. Having regard to the aforesaid facts and circumstances and the attribution made to the petitioner on the basis of disclosure statement of co-accused, who is visible in the CCTV footage, this Court is not inclined to grant the benefit of anticipatory bail to the petitioner.

Dismissed.

April 24, 2024
sarita

(DEEPAK GUPTA)
JUDGE

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