

102+202

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-27027-2024 (O&M)
Date of decision: 04.11.2024

JUNED

...Petitioner(s)

VERSUS

STATE OF HARYANA

...Respondent(s)

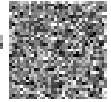
CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

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

Mr. Samarth Sagar, Addl. A.G., Haryana

JASGURPREET SINGH PURI, J. (Oral)

1. The present is a second petition filed under Section 439 of the Code of Criminal Procedure for the grant of regular bail to the petitioner in FIR No.128 dated 28.04.2023, under Sections 419, 420, 467, 468, 471, 384, 389 and 120-B of the IPC, registered at Police Station Punhana, District Nuh, Haryana.
2. The allegations as contained in the FIR were that the police received a secret information that the petitioner along with other co-accused, namely, Isran @ Ijran used to deceive people through Whatsapp video calls displaying a video of a girl undressing and enticing for sexual activities. They also used to create obscene videos of people and compel them to transfer money into their bank accounts by threatening to defame them.



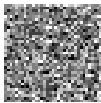
3. Learned counsel for the petitioner submitted that the petitioner is in custody for 1 year, 5 months and 25 days and 7 prosecution witnesses have been examined and considering the aforesaid custody of the petitioner, he may be considered for the grant of regular bail.

4. On the other hand, Mr. Samarth Sagar, Addl. A.G., Haryana submitted that it is a case in which serious allegations are made against the petitioner pertaining to use of obscene video of a girl to create inappropriate videos of people and then blackmailing them. He further submitted that there are 3 more cases of similar nature against the petitioner and he is a habitual offender. He also submitted that the aforesaid action threatens the basic fabric of the society and there is a strong apprehension that in case the petitioner is released on bail then he may not only abscond but he may also repeat the offence and has therefore, opposed the grant of regular bail to the petitioner.

5. I have heard the learned counsels for the parties.

6. Although the custody of the petitioner in the present case is 1 year, 5 months and 25 days and 7 prosecution witnesses have already been examined but considering the gravity and seriousness of the offence and the apprehension which has been expressed by the learned State counsel that in case the petitioner is released on bail then he may not only abscond from justice but he may also repeat the offence and adversely affect large section of the society, this Court is of the considered view that considering the totality and circumstances of the present case, the petitioner does not deserve the concession of regular bail.

7. Consequently, the present petition is dismissed.



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

04.11.2024
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

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