

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

211

CRM-M-46171-2023

Date of decision: 15.01.2024

Irfan

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Davneet Sangwan, Advocate
for the petitioner.

Ms. Trishanjali Sharma, DAG, Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.207 dated 06.05.2022 under Sections 21B-61/85 of the NDPS Act, registered at Police Station Sadar, Yamuna Nagar.

2. Learned counsel for the petitioner submits that in compliance of order dated 15.09.2023, the petitioner has joined investigation and cooperated with the investigating agency.

3. Learned State counsel, on instructions from SI Satnam, does not dispute the factum of the petitioner having joined investigation. However, she has vehemently opposed the prayer made for extending the extraordinary concession of anticipatory bail to the petitioner. Learned State counsel, on instructions, has informed the Court that certain material facts have been withheld from this Court inasmuch as the petitioner is a man of criminal antecedents; he is involved in as many as in 14 criminal cases out of which 13 are

registered in the State of U.P. whereas 14th case is pending against him in the State of Haryana. Learned State counsel has further given the details of the following cases which are pending against the petitioner:-

S.N.	Date of occurrence and information	Case FIR No.	U/S	Police Station	District
1.	22.09.2020/22.09.2020	544/20	8/21 NDPS Act	Gangoh	Saharanpur
2.	27.06.2018/07.10.2018	331/18	302/201 IPC	Gangoh	Saharanpur
3.	07.10.2018/07.10.2018	536/18	4/25 Arms Act	Gangoh	Saharanpur
4.	11.12.2018	706/18	2/3 Gangster Act	Gangoh	Saharanpur
5.	04.11.2019/13.11.2019	872/19	138(1B) NI Act	Gangoh	Saharanpur
6.	21.03.2020/10.04.2020	170/20	188/269/270 IPC, 56 Disaster Management Act, 3/4	Gangoh	Saharanpur
7.	22.09.2020/22.09.2020	544/20	8/21 NDPS Act	Gangoh	Saharanpur
8.	25.02.2021/25.02.2021	93/21	8/21 NDPS Act	Gangoh	Saharanpur
9.	03.05.2021/03.05.2021	206/21	188, 269, 270 IPC 3/4	Gangoh	Saharanpur
10.	22.05.2021/25.05.2021	231/21	147/452/506 IPC, 3(1), 3(2), 5A SC/ST Act	Gangoh	Saharanpur
11.	18.06.2021/18.06.2021	284/21	8/21/29 NDPS Act	Gangoh	Saharanpur
12.	02/08.09.2022	415/22	2/3 Gangster Act	Gangoh	Saharanpur
13.	06.05.2022	206	21B-61-85 NDPS Act	Gurdaspur	Yamuna Nagar

4. I have heard learned counsel for the parties and perused the relevant material on record.
5. The petitioner is seemingly a habitual offender as he is involved in 14 other criminal cases. In the facts and circumstances as enumerated hereinabove, the petitioner does not deserve the extraordinary concession of anticipatory bail. Accordingly, the instant petition is hereby dismissed.
6. However, it is made clear that anything observed

hereinabove shall not be construed to be an expression of opinion on the merits of the case.

15.01.2024

(MANJARI NEHRU KAUL)

Vinay

JUDGE

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