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**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

CRM M-49177-2023 (O&M)

Date of Decision: 15.04.2024

Sameer

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Munfaid Khan, Advocate,
for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.

MAHABIR SINGH SINDHU. J.

Present petition has been filed under Section 439 of Code of Criminal Procedure, 1973 for seeking bail pending trial in FIR No.30 dated 15.02.2022 registered under Section 379-A IPC, at Police Station, Bhupani, District Faridabad.

2. Allegations in brief are that on 14.02.2022, victim who was a pedestrian, was attacked by a youth from behind, who grabbed his neck and snatched away his mobile phone and cash of Rs.700/-.

3. Learned counsel contends that petitioner has been falsely implicated in the present case. Also contends that out of 08 prosecution witnesses, only 03 have been examined till date; thus, conclusion of trial will take sufficient long time.

4. *Per contra*, learned State counsel while opposing the prayer submits that petitioner had actively participated in the commission of crime. He has produced custody certificate dated 10.04.2024 and the same is taken on record.

5. Heard learned counsel for the parties and perused the paper-book.

6. A perusal of aforesaid custody certificate reveals that apart from the present case, petitioner is involved in 08 other cases, which are detailed as under:-

Sr. No.	FIR No.	Dated	Under Sections	Police Station	Status of trial
1.	64	13.02.2022	379-A/34 IPC	Sector 31, Faridabad	Pending
2.	367	09.08.2015	394 IPC	Sector 55, Faridabad	Pending
3.	314	31.03.2024	25 Arms Act	Palla, District Faridabad	Pending
4.	376	22.10.2020	379 IPC	SGM Nagar, Faridabad	Convicted
5.	628	06.10.2020	379 IPC	Palla, Faridabad	Convicted
6.	157	11.03.2021	379 IPC	Mujjessar Faridabad	Convicted
7.	303	01.05.2016	380 IPC	Sector 31, Faridabad	Convicted
8.	89	05.07.2018	379-A IPC	GRP, Faridabad	Convicted

7. Thus, petitioner is a habitual offender and his antecedents are not clean.
8. In view of the above, this Court is not inclined to grant bail pending trial to the petitioner, at this stage.
9. Consequently, there is no option, except to dismiss the petition.
10. Ordered accordingly.
11. Needless to say that interim order dated 07.02.2024 granting interim bail to the petitioner, shall come to an end, automatically.

12.

The above observations be not construed as an expression of opinion on the merits of the case in any manner.
13.

Pending application(s), if any, shall also stand disposed off.

15.04.2024
SN

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable: Yes/No