



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

**CRM-M No.35824 of 2025 (O&M)
Date of Decision: 10.07.2025**

Jasbir

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. D.V.Dhindsa, Advocate and
Mr. Kuldeep Singh, Advocate
for the petitioner.

Mr. Kiran Pal Singh, AAG, Haryana.

MAHABIR SINGH SINDHU, J.

Present petition under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of pre-arrest bail to the petitioner in FIR No.908 dated 02.06.2025 (P-1), under Sections 21 (1) of Mines and Minerals (Development and Regulation) Act, 1957 (for short 'Mining Act') and Section 303 (2) of the Bharatiya Nyaya Sanhita, 2023, registered at Police Station HSENB Ambala, District Haryana State Enforcement Bureau.

(2) Allegations are that petitioner was found engaged in transportation of minerals without any license or permit.

(3) Contends that there is an unexplained delay of about two (2) months in registration of the present FIR. Again contends that though



petitioner is registered owner of the vehicle in question but the same had been leased out to a third party for lawful transportation, thus he was having no control over its day-to-day operations. Again contends that petitioner is ready to join the investigation; but he be protected.

(4) *Per contra*, learned State Counsel vehemently opposed the prayer and submitted that petitioner is a habitual offender; five other criminal cases out of which three under the Mining Act are already registered against him. Further, submits that in case concession of pre-arrest bail is granted, petitioner may hamper the investigation; thus, his custodial interrogation would be required.

(5) Heard learned Counsel for the parties and perused the paper-book.

(6) It transpires that five other criminal cases of similar nature are registered against the petitioner and which are detailed as under :-

1. FIR No. 56 dated 10.03.2023 under Sections 379 IPC and 21(1), 21 (4a) of MMRD Act, P.S. Panjokhra, Distt. Ambala.
2. FIR No. 118 dated 23.09.2021 under Sections 379, 188 IPC and 21(1), 21 (4a) of MMRD Act, P.S. Panjokhra, Distt. Ambala.
3. FIR No. 116 dated 09.09.2017 under Sections 379, 188 IPC and 21(1), 21 (4a) of MMRD Act, P.S. Panjokhra, Distt. Ambala.
4. FIR No. 120 dated 29.08.2019 under Sections 406, 420, 506 IPC, P.S. Panjokhra, District Ambala.



5. FIR No. 56 dated 18.06.2005 under Sections 498 A, 406 and 506 IPC, P.S. Panjokhra, District Ambala.

(7) Since allegations levelled against the petitioner are serious in nature and he is habitual offender; therefore, this Court is of the opinion that his custodial interrogation would be necessary to unearth the truth.

(8) In view of the above, there is no option except to dismiss the petition.

(9) Ordered accordingly.

(10) The above observations be not construed as an expression of opinion on merits of the case.

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

10th July, 2025
kavneet singh

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>