

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

Crl.Misc.No.M-21722 of 2015

Date of decision : 8.7.2015

Gurpinder Singh

....Petitioner

Versus

State of Punjab

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present : Mr.Balbir Singh Jaswal, Advocate
for the petitioner.

.....

MAHESH GROVER, J.

This is a prayer for pre-arrest bail of the petitioner in a case registered vide FIR No.35 dated 26.3.2014 under Section 382 IPC at Police Station Mehta, District Amritsar (Rural).

The allegations as set out in the FIR reveal a case of snatching after waylaying the complainant and robbing an amount of Rs.1,20,000/-. It has been alleged that three persons riding on motorcycles stopped the motorcycle of the complainant to carry out the snatching. Two of the persons were arrested and the petitioner has also been named.

Learned counsel for the petitioner contends that he has been named at the behest of his co-accused and therefore, this itself is not sufficiently valid in the eyes of law to invite his

complicity beyond reasonable doubt. Further contends that the motorcycle did not belong to him and therefore all these facts would indicate false implication.

After hearing the learned counsel for the petitioner and noticing the serious nature of allegations where a case of snatching has been reported by the complainant and the fact that in such like incidents the culprits are often traced subsequent to the incidents as their identity is clothed in anonymity, I am of the opinion that by granting the equitable relief to the petitioner under Section 438 Cr.P.C the court would not lend any credence to the plea of false implication raised by the petitioner particularly when the incident of the kind alleged in the FIR would warrant a sustained and custodial interrogation.

Petition dismissed.

8.7.2015

(MAHESH GROVER)
JUDGE

dss