

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

CRM-M-40114-2018

Date of Decision: 13.09.2018

Gurwinder Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. Vipin Mahajan, Advocate,
for the petitioner.

RAMENDRA JAIN, J. (ORAL)

Prayer in the instant petition under Section 438 Cr.P.C. has been made for grant of anticipatory bail to the petitioner in case FIR No.62, dated 24.07.2018, registered under Sections 364/307/325/452/342/148/149/120-B IPC and 25/54/59 of Arms Act, 1959, at Police Station Tibber, District Gurdaspur.

According to the prosecution, in the intervening night of 23/24.07.2018, the petitioner along with his brother Ravinder Singh, Ravel Singh and nine unidentified persons trespassed into house of complainant by breaking open the door and gave him beatings. The petitioner taking revolver of the complainant along with his accomplice kidnapped him on gun point and took him on a tubewell with intention to kill and further gave beatings to him. Thereafter, they brought the complainant to his house and fired shot from his revolver on his gate and leg of one Robert Masih and after tying the complainant with a rope and placing revolver near him called the police.

Learned counsel for the petitioner *inter alia* contends that there is a cross case between the parties. Robert Masih is driver of petitioner, who has suffered five arm injuries on his leg. The story put forth by the complainant is false on the face of it, in view of the fact that as to why petitioner would cause five injuries to his driver Robert Masih.

In view of the totality of facts and circumstances of this case, this Court is not inclined to grant concession of anticipatory bail to petitioner, in view of the fact that he has committed very heinous crime along with his accomplice. Therefore, his custodial interrogation is very much necessary.

Dismissed.

13.09.2018
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(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No