

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

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Crl. Misc. No.M-9163 of 2019

Date of Decision:- 28.02.2019

Gurmej Singh

....Petitioner

VS.

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. A.P.S. Rehan, Advocate,
for the petitioner.

SUDHIR MITTAL, J. (Oral)

The petitioner seeks anticipatory bail in FIR No.126 dated 26.12.2018 registered at Police Station Dhariwal, District Gurdaspur, under Sections 364, 307, 325, 324, 323, 342, 379, 328, 427, 120-B, 148 and 149 IPC.

According to the allegations in the FIR, the complainant was kidnapped by the co-accused of the petitioner and was confined in a room housing a tube-well. Thereafter, he was moved to another location by the petitioner and his co-accused and injuries were inflicted upon him. He was then tied up and thrown on the railway line and left to die. His gold ornaments and cash was snatched.

Learned counsel for the petitioner submits that the petitioner is an employee of the Rail Coach Factory, Kapurthala and on the day of the incident, he was on duty. He has been falsely implicated as there was a prior dispute between him and the complainant.

I cannot infer false implication merely on the saying so of the learned counsel. Even if there was a prior dispute between the parties, the same did not give the petitioner the right to take the law into his own hands. The submission that being

an employee of the Rail Coach Factory, Kaputhala, the petitioner was on duty on the date of the incident, also cannot be accepted because the incident allegedly took place during night time.

The petition has no merit and is accordingly dismissed.

February 28, 2019
poonam

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No