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

CRM-M-55740 of 2018

Date of decision: February 08, 2019

Gurarpan Chauhan

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Sagar Aggarwal, Advocate the petitioner.

Mr. Tanvir Josh, AAG Punjab.

Mr. Paras Talwar, Advocate for the complainant.

A.B. CHAUDHARI, J

This is the third petition for grant of regular bail, filed by the petitioner-Gurarpan Chauhan, in FIR No.72 dated 14.07.2013, under Sections 364-A, 307, 323, 324, 171, 148, 120-B, 506, 420, 467, 468, 471, 201 of Indian Penal Code, 1860, Section 25 of Arms Act, 1959, Section 29 of Narcotic Drugs and Psychotropic Substance Act, 1985 and Section 66-A of the Information Technology Act, 2000, registered at Police Station Doraha, District Ludhiana.

Learned counsel for the petitioner contended that the other co-accused have been released on regular bail by this Court and the trial has not yet been completed. According to him, petitioner should also be granted the benefit of regular bail on the ground of parity.

I have seen the role attributed to the present petitioner-Gurarpan Chauhan and that has been well stated in Para-5 of the

impugned order dated 05.07.2014 passed by the learned Additional Sessions Judge, Ludhiana, which reads thus:-

“5. From the documents on record kidnapped Manish Kumar was returned in the intervening night of 15.07.2013. Statement of Hem Raj Driver was recorded according to which Manish Kumar was taken away by Gurarpan Chauhan, Tony, Himmat Singh, Sonu Churasia, Amit Kumar and Sahil Chandel. They were in police uniform and were also having the weapons. One Deepali Bassi also came at place in village Khatra Chauharam where they were kept by the accused persons. Later on accused persons were arrested.”

It is clear from the above that the present petitioner in police uniform along with weapons kidnapped the victim and ultimately there was demand of ransom in crores of rupees. The ransom amount was also recovered by the police. In so far as the present petitioner is concerned, his complicity is writ large and therefore, his case cannot be considered on the ground of parity.

Hence, this petition is dismissed. The trial Court shall, however, complete the trial at the earliest and as per time bound directions given by this Court.

(A.B. CHAUDHARI)
JUDGE

February 08, 2019
mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No