

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

(101)

GURMEET SINGH @ SHERA

**CRM-M-15807-2021
Date of decision : 09.04.2021
...PETITIONER**

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Upender Prasher, Advocate
for the petitioner.

...
SUVIR SEHGAL, J.

The hearing of the petition has been conducted through video conferencing due to spread of COVID-19 Pandemic.

Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 seeking grant of anticipatory bail in case FIR No.09 dated 07.01.2021 lodged for offences under Section 395 of the Indian Penal Code, 1860 and Sections 25 and 27 of the Arms Act, 1959 at Police Station Civil Lines, District Police Commissionerate, Amritsar.

FIR (Annexure P-1) has been lodged on the complaint of a practising dentist on the allegation that a gang of four robbers, who were armed with pistol and datar, entered her clinic, which she is running at her residence, gagged and tied her and her helper and detained her family members, threatened them, broke open the almirahs and looted jewellery, cash and important documents. The fifth member of the gang was on a watch outside.

Counsel for the petitioner has been heard.

The accusation against the petitioner is that he is one of the members of the gang, who actively participated in the dacoity. He has been named by the co-accused and the looted cash is alleged to have been kept with him, which is yet to be recovered, for which purpose his custodial interrogation is imperative.

Keeping in view the nature of allegations, the gravity of the offence, the fact that the custodial interrogation of the petitioner is required to affect recovery as well as to determine his role in the crime, this Court is of the considered opinion that the petitioner is not entitled to the concession of anticipatory bail.

Petition is, accordingly, dismissed.

It is clarified that nothing said hereinabove shall be construed to be an expression on the merits of the case.

(SUVIR SEHGAL)
JUDGE

09.04.2021
Kamal

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No