

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

CRM-M-39316-2022

DECIDED ON: 1st SEPTEMBER, 2022

GURLAL SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Kushagra Mahajan, Advocate
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J

The instant petition has been filed for grant of anticipatory bail in FIR No. 87, dated 16.04.2022, under Sections 365, 379-B, 506 and 120-B IPC and Sections 25 & 27 of Arms Act, 1959, registered at Police Station Gate Civil Lines, District Bathinda.

FIR in the present case has been registered on the statement of Gurpreet Singh with the allegations that on 14.04.2022, Rs.42 lacs, out of which Rs.17 lacs of Indian Currency and Rs.25 lacs of American dollars were handed over to him and his friend Varinder Singh, the said amount was further handed over to Nishan Singh (a person of agent Jagdish @ Lucky) at Bathinda for sending Shavinderpreet and Deepak Sharma to Canada. They reached at Hotel Five Rivers, Hanuman Chowk, Bathinda. Nishan Singh

met them in the hotel at Bathinda and remained with them upto 5.00 a.m. They stayed in Room No.204 and Nishan Singh stayed in adjoining Room No. 203 of the Hotel. On the next morning, their door was knocked and Nishan Singh asked them to open the door. They opened the door and saw that one person was in uniform of Inspector, another person was also in uniform and two persons were in civil dress. They stated that they are selling drugs and they should accompany them. They also threatened them at gun point. The person wearing uniform took their money. The afore-said persons stated that they are from CIA staff and took them in a Swift Dzire Car. The said persons dropped them at village Behman Diwana at Malout Road. They also took the mobile phone of Varinder Singh, in its cover there were 100 dollars, along-with purse containing Rs.12,000/- and the polythene containing their money and moved towards Malout. Thus, Nishan, Jagdish @ Lucky and their accomplices in connivance with each other abducted them at gun point and snatched their money and mobile phone.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR and there is delay in registration of FIR. He submits that there is no specific allegation against the petitioner. Even from the bare perusal of FIR, no offence is made out against the petitioner. No recovery is to be effected from the petitioner.

Learned State counsel opposes the prayer and submits that during investigation it was found that the person, who had worn police uniform and was armed with a pistol, was Gurlal Singh, the present petitioner. Though the petitioner is not named in the FIR, but has been

mentioned as unidentified person and during investigation, his involvement has been surfaced. The petitioner has thus played an active role in the commission of offence. Accordingly, he prays for dismissal of present petition.

Keeping in view the allegations against the petitioner and the gravity of offence and the fact that the petitioner has played an active role while impersonating himself as a police officer, this Court does not deem it a fit case for grant of concession of anticipatory bail to the petitioner.

Dismissed.

1st SEPTEMBER, 2022
sham

(SANDEEP MOUDGIL)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>