

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

CRM-M-43088 of 2023

Date of decision: 31st August, 2023

Chanchal Singh

Petitioner

Versus

State of Punjab

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Rajveer Singh Brar, Advocate for the petitioner.
Ms. Navreet Kaur Barnala, AAG, Punjab

AVNEESH JHINGAN, J (Oral):

1. This is a petition seeking anticipatory bail in FIR No. 60 dated 20.5.2023, under Sections 392 and 397 IPC and Sections 25 and 27 of the Arms Act, 1959 registered at Police Station Cantt. Ferozepur, District Ferozepur.

2. The brief facts are that the FIR was registered at the instance of Rahul Gupta. He stated that on 20.5.2023 two unidentified persons with muffled faces came to commission agency and on gun point took Rs.45,000/- from the drawer along with mobile phone. During investigation, Umrav Singh was arrested and Rs.13,000/- along with a motor cycle used in the offence was recovered. The co-accused named the petitioner as his accomplice.

3. Learned counsel for the petitioner submits that it is a case of false implication; the petitioner was not having good terms with the co-accused as he had beaten him on an earlier occasion. He further submits that the petitioner was named in the disclosure statement of the co-accused

4. Learned counsel for the State appearing on advance notice opposes the prayer for grant of anticipatory bail and submits that the co-accused was duly identified by the complainant and co-accused had specifically named the petitioner and recovery of pistol is to be made. She

further submits that the stand taken by learned counsel for the petitioner that the petitioner was not on good terms with the co-accused, it is a made up story as there was no DDR or FIR of the alleged incident.

5. As per the allegations, two accused armed with a pistol committed robbery. The evidentiary value of the statement of the co-accused shall be subject matter of trial. The case is at the initial stage of investigation, recovery of weapon is yet to be made. A deeper probe is required to be made to unearth the *modus operandi* adopted by the accused. No case is made out for grant of anticipatory bail.

6. The petition is dismissed.

[AVNEESH JHINGAN]
JUDGE

31st August, 2023
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1. Whether speaking/ reasoned

:

Yes / No
2. Whether reportable

:

Yes / No