

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

CRM-M-28929 of 2017.
Decided on:-26.09.2017.

Bikramjit Singh alias Bikkar.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. P.S. Sekhon, Advocate for
Mr. R.S. Gill, Advocate for the petitioner.

Mr. A.S. Dhaliwal, DAG, Punjab
for the respondent-State.

HARI PAL VERMA, J.(ORAL)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in FIR No.127 dated 17.07.2017 under Section 18 of the Narcotic Drugs and Psychotropic Substances Act, 1985 and Sections 420, 467, 468 and 471 read with Section 34 IPC registered at Police Station Bhawanigarh, District Sangrur.

As per the FIR, on 17.07.2017 at about 05.30 P.M., when the police party headed by SI Balwinder Singh was present at Naka at Main Nabha Road to village Majhi, one car bearing registration No.PB-11AB-5000 came from Bhawanigarh side at high speed towards village Majhi. Noticing the police party, the driver of the car stopped the vehicle and while leaving the car, two persons ran towards different side in the fields. Constable

Satwant Singh was member of the team could recognized the person, who came out from the driver side as Bikramjit Singh son of Bahadur Singh, caste Jatt, resident of village Kheri Gillan, whereas the other person was identified as Lakhwinder Singh alias Lucky son of Bhupinder Singh, caste Jatt, resident of village Rajpura, Police Station Bhawanigarh. The police party tried to catch hold of them, but they fled away from the spot. However, with the help of lady Constable Manpreet Sharma, the team apprehended a lady, who was still sitting in the car and on inquiry, she disclosed her name as Paramjit Kaur wife of Bahadur Singh, caste Jatt, resident of village Kheri Gillan, Police Station Bhawanigarh. The car was searched and one polythene bag was recovered from the dashboard. On weighing it, 200 grams of opium was recovered. An amount of Rs.60,000/- was also recovered from the dashboard of the car. One pistol 7.65 mm (0.32) bore along with 23 live cartridges as detailed in the FIR was also recovered from the dashboard of the car. The pistol was in the name of the petitioner. One ATM card, a PAN card, two mobile phones and a forged identity card of Punjab Police pertaining to one Constable Ranjit Singh were also recovered from the car.

Having heard learned counsel for the parties and considering the seriousness of the matter, this Court finds that the petitioner is not entitled to the relief of anticipatory bail in the present case.

Even otherwise, the allegation against him is that he had fled away from the spot noticing the police party. However, his mother was arrested from the car in which the petitioner was going along with other co-accused, namely, Lakhwinder Singh @ Lucky. Accused Lakhwinder Singh

was arrested in the case and he has conceded before the police that the accused were having 5 KGs. opium, which they received from a village in Rajasthan. Moreover, the petitioner is stated to be involved in two other cases i.e. FIR No.90 of 2014 under Section 18 of the NDPS Act registered at Police Station Bhawanigarh and FIR No.59 of 2010 under Sections 411, 465, 467, 468 and 471 IPC registered at Police Station City Khanna. Thus, it cannot be accepted that the petitioner has falsely been implicated in the present case particularly when he is already an accused in two more cases.

Accordingly, the present petition, being devoid of any merit, is dismissed.

The observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

September 26, 2017
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No