

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

1. CRM-M No.38064 of 2016

Paramjit Singh

... Petitioner

Versus

State of Punjab

... Respondent

2. CRM-M No.38249 of 2016

Dilbag Singh

... Petitioner

Versus

State of Punjab

... Respondent

Date of decision: 24th March, 2017

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Dr. Anmol Rattan Singh, Senior Advocate with
Mr. Raghav Gulati, Advocate
for the petitioner (in CRM-M-38064 of 2016)

Mr. Karan Garg, Advocate
for the petitioner (in CRM-M-38249 of 2016)

Mr. Gurinderjit Singh, Dy. Advocate General, Punjab
for the respondent/State.

FATEH DEEP SINGH, J.

Since both these bail applications one under Section 438 Cr.P.C. by petitioner Dilbag Singh seeking anticipatory bail and the other under Section 439 Cr.P.C. for regular bail by petitioner Paramjit Singh have arisen out of the same very FIR, are thus being taken up and disposed off together by way of this common order.

Brief allegations brought to the notice of the Court by learned State counsel are that Dilbag Singh who happens to be in-charge of Blood Bank at Adesh Hospital, Bhuchro Khurd, Bathinda, entered into a contract with Zahir Vohra his co-accused working in Reliance Life Sciences Pvt. Ltd in Gujarat for the supply of blood plasma and for which an arrangement was made by Dilbag Singh with his co-accused Paramjit Singh and by virtue of which the accused started selling artificial plasma which was adulterated one as well as spurious. It was on the basis of secret information the accused was apprehended and 21752 pouches of spurious plasma were recovered and out of the total amount of Rs.62.00 lacs received for this transaction by Dilbag Singh Rs.32.89 lacs were recovered from him along with forged rubber stamps used by Dilbag Singh to show contract for this supply of blood plasma for blood bank of Adesh Hospital.

Contentions of learned counsel for the petitioner are that petitioner Paramjit Singh is in custody since a long time and that the investigation and trial are not likely to conclude in the near future and thus sought to seek regular bail. On behalf of petitioner Dilbag Singh it has been argued by his counsel that nothing is to be recovered from his possession and the principal accused was Zahir Vohra who has already been arrested and released on bail and all the allegations are an outcome of vendetta and the petitioner has no role to play in commission of the offence.

Learned State counsel has stoutly opposed grant of bail to the petitioners on the ground that the petitioners by their fraudulent conduct of hatching a criminal conspiracy having threatened the lives of recipients of this plasma which was artificial as well as adulterated/spurious and in view of the heinousness of the offence and the apprehension of the State that if allowed bail they would influence the witnesses.

Appreciating the submissions, admittedly it was the license of Paramjit Singh which was used in this transaction for transacting sale and purchase of this spurious plasma of which large quantity numbering 21752 pouches were recovered along with the sale proceeds. Custodial interrogation of petitioner Dilbag Singh principal accused is essential to unearth the entire gamut of this scandal. The petitioners are prima facie accused of commission of a serious offence which invites heavy sentence of imprisonment together with the fact that apprehension of the State that if allowed bail they would influence the witnesses is not unfounded and keeping in view the fact that the Court as a tool of social justice does not feel inclined to grant any relief to the petitioners and thus there being no merit in both the petitions the same stand dismissed.

(FATEH DEEP SINGH)
JUDGE

March 24, 2017

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No