

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

101

CRM-M-10122-2021

Date of Decision : March 15, 2021

PARAMJIT SINGH @ PAMMA

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JASGURPREET SINGH PURI

Present : Mr. Shantnu Sharma, Advocate
for the petitioner.

Through Video Conferencing

JASGURPREET SINGH PURI. J. (Oral)

The present petition is filed under Section 438 Cr.P.C. for the grant of anticipatory bail to the petitioner in case FIR No.233 dated 17.10.2020 under Sections 61 of the Excise Act No.1, 1914, registered at Police Station, City-1, Abohar, District Fazilka.

The learned counsel for the petitioner has submitted that the present petition is the second application for grant of anticipatory bail. He had earlier also filed bail application vide CRM-M-35462 of 2020 but the same was dismissed as withdrawn and in that case an affidavit was filed by the Deputy Superintendent of Police, Sub-Division, Abohar, District Fazilka. He submitted that the petitioner was not involved in the present case and he has been falsely implicated.

Mr. Randhir Thind, DAG, Punjab, who has appeared on behalf of the State of Punjab, on instructions stated that it is a case where on the basis of a secret information, the police had raided the place where

it was found that two persons were selling illicit liquor. One person was the aforesaid petitioner-Paramjit Singh @ Pamma and another person was Ashok Kumar son of Mehar Singh. Thereafter at the spot, one person, namely, Ashok Kumar was apprehended whereas the petitioner was succeeded in running away. The illicit liquor of 140 bottles of illicit liquor was recovered at the spot. Thereafter, the other co-accused, namely, Ashok Kumar was granted bail but the petitioner had been absconding since then. He also submitted that when the petitioner had earlier filed bail application, the State of Punjab through Deputy Superintendent of Police, Sub-Division, Abohar, District Fazilka had filed a detailed affidavit in this regard and there is no change in the circumstances after the withdrawal of the earlier anticipatory bail application. He has pointed out to para No.5 of the affidavit filed by the Deputy Superintendent of Police, Sub-Division, Abohar, District Fazilka which was filed in the earlier case wherein it has been stated that the petitioner is involved in fourteen other cases of illicit liquor under the Excise Act and in most of the cases the trial is going on. He submitted that due to the Corona Virus Pandemic, the petitioner is taking advantage of the same and he is absconding and, therefore, the learned DAG has prayed for dismissal of the anticipatory bail application.

I have heard the learned counsel for the parties.

The earlier anticipatory bail application was dismissed as withdrawn by the petitioner on 27.11.2020 and thereafter, the petitioner has not been able to show any change of circumstances. The petitioner has stated in para 10 of the petition that he is not involved in any case

whereas infact he is involved in as many as 14 cases under the Excise Act. Keeping in view the fact that the petitioner is absconding for such a long time and he is involved in fourteen other cases pertaining to illicit liquor under the Excise Act, this Court does not deem it fit and appropriate to grant the concession of anticipatory bail to the petitioner.

Consequently, the present petition being devoid of merit is, hereby, dismissed.

March 15, 2021
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(JASGURPREET SINGH PURI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No