



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

297 (1)

CRM-M No. 10050-2024 (O&M)
Date of Decision: 28.11.2024

Vikramjit Singh @ Vicky @ Bikram Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**Present:** Mr. Ajay Pal Singh Rehan, Advocate for the petitioner.

Mr. Rohit Bansal, Sr. DAG, Punjab.

MAHABIR SINGH SINDHU, J.

Present second petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 (for short 'Cr.P.C.') for grant of bail pending trial to the petitioner in FIR No.61 dated 06.11.2014, under Sections 382, 392, 394,395, 386, 353, 354, 447, 482, 108, 506 & 509 of the Indian Penal Code, 1860 (for short 'the IPC'); Sections 15,18,21, 22, 25 27, 29 of Narcotic Drugs and Psychotropic Substances Act, 1985 (in short 'NDPS Act') and Section 25 of the Arms Act, 1959 registered at Police Station Gardhiwal, District Hoshiarpur.

2. Allegations are that petitioner along with other co-accused have been indulging in consumption, sale, purchase & supply of narcotic drugs; possession of illegal weapons; snatching of vehicles; robbery; forcible possession of disputed properties; molesting women, etc.

3. Contends that petitioner has been falsely implicated in the present case and no recovery of intoxicating material is effected from him.

Further contends that petitioner is in custody for the last 5 years. Lastly



contends that co-accused-Anil Kumar @ Laddi has been granted concession of bail pending trial by this Court vide order of even date (28.11.2024) and case of the petitioner is at par with that of aforesaid co-accused.

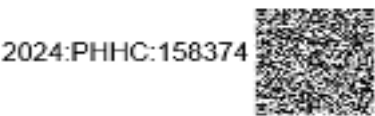
4. *Per contra*, learned State counsel vehemently opposed the prayer while submitting that petitioner is not only a previous convict; rather he is facing numerous criminal cases; thus, does not deserve concession of bail.

5. Heard learned counsel for the parties and perused the paper-book.

6. It transpires that present FIR was registered on 06.11.2014 and petitioner had been declared as a 'proclaimed offender' but ultimately, he was arrested on 05.10.2019.

7. An affidavit dated 11.11.2024 has been filed by learned State counsel and para Nos. 4,5 & 6 of the same are recapitulated as under:-

"4. That during investigation of present FIR, co-accused namely Tajinder Chander Shekhar son of Jaipal, resident of Baltiwala, who was arrested in present case and during questioning Tajinder chander Shekhar recorded a disclosure statement that he had purchased 500 grams of intoxicant tablets from petitioner Vikramjit singh Vicky @ Bikram singh near the well and out of said 500 grams, some he has consumed and remaining 300 grams of intoxicant powder and a pistol and magazine have been hidden near Canal which he can get recovered and on the said disclosure statement of Tajinder Chander Shekhar, co-accused got recovered 300 Grams of intoxicant powder, pistol and magazine and Section 29 of NDPS Act, was added array of offences and petitioner was nominated as an accused under Section 29 of the NDPS Act.



5. That further during investigation, co-accused namely Mandeep Singh @ Meepa son of Kashmir Lal was brought on production warrant and on questioning accused Mandeep Singh @ Meepa got recorded a disclosure statement that Mandeep Singh @ Meepa used to purchase intoxicant powder from petitioner and after purchasing, used to sell said intoxicant power to customers at Dasuya, Tanda, Gardhiwal, Bhogpur and other ares of District Hoshiarpur.

6. That similar disclosure statements regarding purchase of intoxicant powder from petitioner Vikramjit singh @ Vicky @ Bikram Singh and further selling it to customer and for personal consumption were got recorded by co-accused namely Pritpal Singh, Manjit singh @ Shera, Davinder Singh @ Sonu, Manuel @ Mannu and Dalvir Singh.”

8. It is also discernible that petitioner is involved in number of criminal cases and details of which are as under:-

Sr. No.	FIR Nos and date	Sections	Police Station
1.	209 dated 07.08.2005	25 of Arms Act	Tanda, District Hoshiarpur (convicted)
2.	25 dated 09.02.1999	356 read with Section 34 of IPC	Tanda, District Hoshiapur (Convicted)
3.	116 dated 21.05.2014	15,18,21,22 of NDPS Act	Tanda, District Hoshiapur
4.	03 dated 07.01.2015	22 of NDPS Act	Bhogpur, District Jalandhar (Convicted)
5.	98 dated 16.06.2000	380 IPC	PS Adampur, District Jalandhar
6.	20 dated 12.02.2000	457,380, 342 IPC	Sadar Kapurthala, District Kapurthala
7.	93 dated 26.07.2000	411 IPC	PS Bhogpur, District Jalandhar (Convicted)
8.	97 dated 28.06.2018	302 307, 120-B, 148 read with Section 149 of IPC	PS Bhogpur, District Jalandhar (Pending)

9.	307 dated 02.11.2022	307, 186, 353, 352, 148 read with Section 149 of IPC	City Hoshiarpur (Pending)
10.	328 dated 12.11.2022	52-A Prison Act	City Hoshiapur (Convicted)

Perusal of the above details of FIRs reveal that petitioner is an habitual offender, having no respect for the rule of law.

9. Even the petitioner cannot claim any parity with co-accused- Anil Kumar @ Laddi for the simple reason that he was in custody for the last 10 years.

10. In view of the above, this Court is not inclined to accept the prayer of petitioner and as a result thereof, there is no option except to dismiss the petition, “at this stage”.

11. Ordered accordingly.

12. Above observations be not construed as an expression of opinion on merits of the present case, in any manner.

Pending application(s), if any shall also stands disposed off.

28.11.2024

Harish Kumar/Rajeev(rvs)

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No