

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

**CRR-205-2015 (O&M)
Date of decision : 20.11.2015**

Ajit Singh

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. P.P.S.Duggall, Advocate
for the petitioner.

Ms.Amarjit Kaur Khurana, Addl. AG, Punjab.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This revision petition has been filed against the order of the trial Court dated 24.05.2014 extending custody beyond a period of 180 days.

Learned counsel has argued that the application for extension was filed on the 175th day of custody and was allowed on the very next day without permitting the petitioner to object thereto. He has relied upon “Sanjay Kumar Kedia @ Sanjay Kedia Vs. Narcotics Control Bureau & Another, 2010(1), SCR 555” wherein it was held as follows :-

“9. The maximum period of 90 days fixed under Section

167 (2) of the Code has been increased to 180 days for several categories of offences under the Act but the proviso authorizes a yet further period of detention which may in total go upto one year, provided the stringent conditions provided therein are satisfied and are complied with. The conditions provided are:

- (1) a report of the public prosecutor,*
- (2) which indicates the progress of the investigation, and*
- (3) specifies the compelling reasons for seeking the detention of the accused beyond the period of 180 days, and*
- (4) after notice to the accused.”*

Learned Additional Advocate General has not been able to cite any contrary judgment.

In view of the settled proposition of law, revision is allowed and the impugned order dated 24.05.2014 is set aside.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

20.11.2015

Pooja Sharma-I

**(AJAY TEWARI)
JUDGE**