

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRA-S-3353-SB-2015 (O&M)

Date of decision: 01.04.2016

Ashwani Kumar Mehta

.....Appellant

versus

State of Punjab

.....Respondent

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: H.S.Batth, Advocate for the appellant
Mr.Ashish Sanghi, DAG Punjab

- 1. Whether Reporters of Local Newspapers 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?*

Kuldip Singh, J. (Oral)

In this case, one Activa scooter and Canter were allegedly used in the crime under the Narcotic Drugs and Psychotropic Substances Act, 1985. While passing the final judgment by learned Judge, Special Court, Amritsar dated 7.7.2015, the Activa scooter and Canter were ordered to be confiscated and confiscation proceedings were ordered to be initiated.

As per information supplied by learned counsel for the appellant in the said case, the accused has preferred an appeal before this Court bearing CRA No.S-3296-SB of 2015. Therefore, till pendency of the appeal, the confiscation proceedings should not be

initiated or completed.

Since, the appeal is pending before this Court, therefore, until it is finally held that the crime was committed, the confiscation proceedings will be useless exercise. As such, it is ordered that the order of the lower Court, ordering confiscation proceedings against the Canter bearing registration No.HR-37-B-3052 shall remain stayed till the decision of the appeal.

The appeal is disposed of accordingly.

01.04.2016

gk

(Kuldip Singh)
Judge