

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

(206)

CRM-M-26102-2016

Decided on: September 06, 2016.

Mohit

.... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Nipun Vashist, Advocate, for the petitioner.

Mr. Vikas Malik, DAG, Haryana.

M.M.S. BEDI, J (ORAL)

For having been found in possession of 25 bottles of Corex cough syrup containing 100 ml each, the petitioner was arrested on 16.07.2016.

Learned counsel for the petitioner has referred to few judgments of the Apex Court in context to Section 50 of the NDPS Act to submit that on account of patent violation of provisions of Section 50 of the NDPS Act, there are chances of acquittal of the petitioner.

Learned State counsel informs that the recovery in the present case being a chance recovery, provisions of Section 50 of the NDPS Act will not come into operation.

Without expression of any opinion regarding the culpability of the petitioner or regarding the compliance/non-compliance of the provisions of Section 50 of the NDPS Act and without entering into the niceties of the trial, I deem it appropriate to dispose of this petition at this stage with a

direction to the trial Court to conclude the trial within a period of six months by giving short dates. In case, the trial is not concluded within a period of six months, it will be open to the petitioner to approach this Court again for grant of bail. All the pleas taken up during course of arguments may be raised and developed during the trial.

(M.M.S. BEDI)
JUDGE

September 06, 2016
harsha

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