

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

Crl. Misc. M-41870 of 2016 (O&M)
Date of Decision: 22.11.2016

Christian Welfare Society

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Akshay Rana, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

Heard.

The instant petition has been filed under Section 482 of Code of Criminal Procedure, praying for issuance of appropriate orders or directions to respondents No.1 to 4-State to take proper action in accordance with law, to restrain the private respondents from holding the lucky draw of lottery on 27.11.2016 during the course of 12th Annual Diocese Christmasfair at Diocesan Play Ground, Issa Nagri, Ludhiana, Punjab.

Learned counsel for the petitioner contends that as per the Lotteries (Regulation) Act, 1998, the only person who can organize, conduct or promote a lottery would be the State and in the instant case it is the CNI (Church North India) Diocese of Ludhiana, which is conducting the

said bumper lottery and the same is not permissible. It is contended that in the year 2015 similar attempt had been made by the private respondents herein to hold a similar bumper lottery, which eventually came to be stalled by the State on a representation that was moved. Similarly, a representation has been moved on 03rd November, 2016 (Annexure P/6) by way of sending a legal notice for staying the illegal sale of lottery tickets, being against the Government policy and Lotteries (Regulation) Act, 1998 and rules framed thereunder, which representation is yet to be decided.

Notice of motion to respondents No.1 to 4-State.

At this stage, on the asking of the court Ms. Bhavna Gupta, DAG Punjab, accepts notice on behalf of respondents No.1 to 4-State. Two copies of the paper book be supplied to her during the course of the day.

Learned DAG Punjab for respondents No.1 to 4-State fairly submits that the said representation/legal notice dated 03rd November, 2016 (Annexure P/6) will be decided as expeditiously as possible and in case, it is found that there is any violation of the Government policy and Lotteries (Regulation) Act, 1998, action will be taken thereon.

The petition stands disposed of in the above terms.

A copy of this order be supplied to learned DAG Punjab under the signatures of Bench Secretary.

November 22, 2016

vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No