

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

CRL. MISC. No.M-42301 OF 2015 (O&M)
DATE OF DECISION : 27th SEPTEMBER, 2016

Rajinder Kumar @ Sweety

.... Petitioner

Versus

State of Punjab & another

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr.Balbir Singh, Advocate for the petitioner.

Mr. K. S. Sidhu, Deputy Advocate General, Punjab.

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A. B. CHAUDHARI, J. (ORAL)

CRM-40648-2016

The application is allowed and Annexures P-1 to P-6 are taken on record, subject to all just exceptions.

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Heard learned counsel for the rival parties.

Learned counsel for the petitioner seeks quashing of FIR No.14 dated 10.03.2013 registered under Section 15/61/85 of NDPS Act at Police Station Kotli Surat Malli Police District Batala, District Gurdaspur.

Pertaining to the said FIR the trial Court has almost completed the trial. However three witnesses are remaining to be examined.

Reply has already been filed by the State along with Annexure R-1 i.e. report of the Special Investigation Team.

The petitioner can file this report before the trial Court by way of his defense against the FIR.

In view of the above, the prayer of the petitioner for quashing of FIR cannot be entertained at this stage. Hence the petition is disposed of with liberty to the petitioner to raise all the pleas taken herein.

27th SEPTEMBER, 2016
'raj'

(A. B. CHAUDHARI)
JUDGE