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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(By Order)

Sanjiv Kumar Sharma
2018.07.25 10:04
I attest to the accuracy and
authenticity of this document

CROCP-2-2016 (O/M)
Date of decision : 20.7.2018

Court of its own motion

..... Petitioner

Versus

R.V. Shanmugam

..... Respondent

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

Present:- Mr. Ashish Yadav, Additional A.G. Haryana.

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A.B. CHAUDHARI, J. (ORAL)

On 14.5.2018, this Court had made following order :-

“ It appears from the record that Apex Court by order dated 8.8.2016, ordered the transfer of Criminal Trial/Criminal Case No. NDPS/0000903/2014, titled State of Punjab Versus R. Shivakumar and others, arising out of FIR No. 228 dated 28.6.2014, registered at Police Station Tripuri Town, Patiala, Punjab, to the Special Judge (NDPS)/Additional District and Sessions Judge, Panchkula, District Court, Panchkula, Haryana, but till date no progress report in the said case has been received. Therefore, before proceeding in the present matter, we direct the State counsel to find out the status of the case on or before 28.5.2018.

To be put up with the record on 29.5.2018.

A copy of this order be supplied to Mr. Kuldeep Tewari, Addl. AG, Haryana under the signatures of Bench Secretary.”

Thereafter, the Special Judge (NDPS)/Additional District and Sessions Judge, Panchkula, was asked to submit status report regarding the said case.

Pursuant to said orders, the learned Additional District and Sessions Judge, Panchkula, vide letter No. 437, dated 26.6.2018, has stated that indeed the case was received as per the orders made by the Apex Court on 13.9.2016. Thereafter, the case was fixed for recording evidence of prosecution witnesses. Out of 24 witnesses, 17 witnesses have already been

examined and now the case is fixed for 1.8.2018 for recording evidence of remaining witnesses.

In our opinion, in the light of directions issued by Apex Court in the matter of transfer of said case and regarding the fact that only 7 prosecution witnesses are required to be examined, we order the Court of learned Additional District and Sessions Judge, Panchkula, to complete the trial expeditiously, if possible on day to day basis.

In that view of the matter, we direct the Trial Court Judge to complete the trial by examining remaining 7 prosecution witnesses after following the required procedure, within a period of two months, from the date of receipt of present order. The office shall forthwith send this order to the trial Court.

CROCP is disposed of in above terms.

(A.B. CHAUDHARI)
JUDGE

(KULDIP SINGH)
JUDGE

20.7.2018
sjks