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

CRR No.699 of 2016 (O&M)
Date of Decision: 15.02.2018

Amit Puri

.....Petitioner

Vs

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Kushaldeep S. Sandhu, Advocate,
for the petitioner.

Mr. Hittan Nehra, Addl. A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

1. At the time of issuance of notice of motion on 29.03.2016, the contention of learned counsel for the petitioner was that the recovery of drugs was effected in the year 2010 and charges were framed only in the year 2015.

2. Before the year 2012, the licence under Dangerous Drugs Act, 1930 was not required. Reference was made to Right to Information dated 03.06.2015 in which following information was furnished:-

*“Before 2012, Punjab Drugs Department
issued licence for Narcotic Manufactured Drugs
as per the Dangerous Drugs Act, 1930 and the*

*licencing authorities under these rules were
State Drugs Controlling and Licencing Authority,
Punjab.....”*

3. Proceedings before the trial Court were allowed to continue but final judgment was stayed. Thereafter, vide order dated 10.05.2017, the interim order dated 29.03.2016 was vacated by the Co-ordinate Bench.

4. Order dated 29.03.2016 has not been restored so far.

5. Learned State counsel on instructions from ASI Kikkar Singh submits that all the prosecution witnesses have been examined except one and the next date is 19.02.2018 for remaining evidence.

6. In view of facts and circumstances of the case, this petition is disposed of with a liberty to the petitioner to raise all the grounds taken herein before the trial Court. In the event of raising these grounds before the trial Court, the same shall be adhered to by the trial Court in accordance with law.

7. Disposed of.

15.02.2018
jyoti

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned Yes/No

Whether reportable Yes/No