

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-4829-2019 (O&M)

Date of Decision:- 1.2.2019

Babaljit Kaur @ Babbal

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Arshdeep Singh Brar, Advocate, for the petitioner.

GURVINDER SINGH GILL, J. (Oral)

By way of filing this petition, the petitioner seeks extension of time so as to lead evidence in defence in case FIR No.24, dated 1.3.2018, registered at Police Station Nihal Singh Wala, District Moga, under Section 21 NDPS Act.

Having heard the learned counsel for petitioner, I find that the petition is rather misconceived inasmuch as it is not the case of the petitioner that the evidence in defence has been closed. A perusal of order dated 5.9.2018 shows that while permitting withdrawal of application for grant of bail, directions were issued to the trial Court to expedite the trial and to conclude the same expeditiously preferably within a period of 4 months. Thereafter the trial Court has indeed expedited the trial and the matter is now at the stage of recording defence evidence.

Vide order dated 10.1.2019 the learned trial Court while noticing that summons in respect of the Nodal Officer, Vodafone had been received back unserved, directed the defence counsel to get the summons of aforesaid witness “dasti” and to get the service effected at his own responsibility on the next date.

Learned counsel for the petitioner has submitted that the petitioner is a lady and is in custody and in these circumstances it is not possible for her to get the service of the aforesaid witnesses effected by way of ‘*dasti*’ process.

In view of the aforesaid position, while this Court appreciates the manner in which the trial Court has expedited the trial, it is however ordered that a special messenger be deputed for effecting service upon Nodal Officer, Vodafone and to thereafter conclude the trial expeditiously.

The petition stands disposed of accordingly.

February 1, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No