

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-34687-2019

Date of decision : 7.11.2019

Avtar Singh alias Shinda

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. P.P.S. Duggall, Advocate
for petitioner.

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HARINDER SINGH SIDHU, J.

The petitioner was convicted for an offence under Section 15 of NDPS Act, 1985 and sentenced to under rigorous imprisonment for 10 years and to pay a fine of Rs. 1,00,000/-, in default thereof, to further undergo rigorous imprisonment for 2 years, vide judgment of conviction and order of sentence dated 13.2.2017. He has preferred an appeal CRA-S-1924-SB-2017 before this Court, which is admitted and lying pending. The petitioner has received a notice dated 23.7.2018 (Annexure-P-4) under Section 68 H (1) of NDPS Act, 1985 for forfeiture of property as mentioned in schedule thereof. He has submitted reply dated 20.3.2019 (Annexure-P-5) taking the ground that said property was bequeathed by his father who died in the year 1995. He states that no decision has been taken on reply submitted by petitioner.

Without commenting on merits of case, petition is disposed of with a direction to respondent No. 3-Competent Authority to take decision on reply submitted by petitioner in response to their notice dated 23.7.2018 (Annexure-P-4) preferably within 2 months from the date of receipt of certified copy of order.

(HARINDER SINGH SIDHU)
JUDGE

7.11.2019

sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No