

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

CRA-S-2407-SB-2018 (O&M)

DECIDED ON: 6th August, 2021

Teja Singh

....Appellant

VERSUS

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. P.S. Sekhon, Advocate for applicant-appellant.

Ms. Monika Jalota, DAG Punjab.

AVNEESH JHINGAN, J (ORAL)

The matter is taken up for hearing through video conference due to COVID-19 situation.

CRM-39301 of 2019

This is an application for suspension of sentence in FIR No. 30 dated 4.4.2017 under Section 22 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Dharamgarh.

The applicant-appellant was convicted vide judgement dated 9.4.2018 under Section 22 (c) of NDPS Act, 1985. Vide order dated 10.4.2018, he was sentenced for 10 years rigorous imprisonment and to pay a fine of Rs.1,00,000/- and in case of default of payment of fine, further rigorous imprisonment for two years.

The appeal against conviction was admitted on 30.5.2018.

Today State counsel has filed custody certificate in shape of affidavit of Jaspreet Singh, P.P.S. Deputy Superintendent, District Jail, Sangrur.

Print out of same is taken on record. As per the custody certificate, the accused

Learned counsel for the applicant-appellant is not having any instructions to dispute the custody certificate.

In view of custody certificate, the appeal is taken up on board today with the consent of counsel for the parties. As there is death of convict, the appeal is abated.

The application for suspension of sentence is disposed of as infructuous.

It is however, clarified that in case there is any discrepancy found in the custody certificate filed today, the applicant-appellant would be at liberty to file an application for recalling of the order.

6th August, 2021
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(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned *Yes*
Whether reportable *No*