

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-47106-2022 (O&M)
DECIDED ON: 27th OCTOBER, 2022

RAMESH KUMAR BANSAL

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ANOTHER

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. P.S. Ahluwalia, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

Learned counsel for the petitioner submits that Section 36-AC of the Drugs and Cosmetics Act, 1940 (for short 'the Act') is not attracted in the present case. In fact, Section 19 of the Act would be applicable. It is asserted that arguments on the afore-said facts have not been raised before the trial Court.

In view of above, this Court deems it appropriate that petitioner be given liberty to raise the afore-said pleas first before the Court below prior to approaching this Court.

The present petition is disposed of with a direction to the petitioner to raise the afore-said issues before the Court below by way of filing a fresh application for grant of anticipatory bail.

(SANDEEP MOUDGIL)
JUDGE

27th OCTOBER, 2022

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