

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

(109)

**CRM-M-15461-2023
DATE OF DECISION:-17.05.2023**

Gurpal Singh

...Petitioner

vs.

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr.Dharambir Bhargav, Advocate, for
Ms. Renu Arora, Advocate, for the petitioner.

Mr. Amit Shukla, AAG, Punjab.

HARKESH MANUJA, J.

(1) By way of present petition filed under Section 482 of the Code of Criminal Procedure, 1973, prayer has been made for issuance of direction to the trial Court to conclude the trial arising out of the FIR No.107 dated 27.04.2017 under Sections 22, 61, 85 NDPS Act & 279, 427 IPC, registered at Police Station Sadar Nakodar, District Jalandhar Rural, in a time bound manner.

(2) Learned counsel for the petitioner submits that the aforementioned FIR was registered against one Gurpreet Singh @ Gopi for the alleged involvement in the recovery of 10 strips Tablets make ALPAX 0.5 mg. Bearing Batch No.DUNTC 423, besides, some more recovery. Referring to the FIR in question, learned counsel further submits that the vehicle involved (Bolero Camper bearing Registration No.PB 09 X 5882) in the offence belongs to the petitioner. He also submits that charges in the aforementioned FIR were framed on 07.03.2018, however, even after the expiry of 5 years, trial has not concluded and petitioner is suffering irreparable loss and thus, prays for time bound disposed of the same.

(3) Notice of motion.

Mr. Tarun Aggarwal, Sr. DAG, Punjab, accepts notice on behalf of respondent State.

(4) I have heard learned counsel for the parties and gone through the paper book. I find substance in the submissions made on behalf of the petitioner.

(5) In the present case, FIR was registered on 27.04.2017, wherein, the charges were framed on 07.03.2018, however, even after the expiry of 5 years, trial has not concluded and the petitioner whose vehicle is involved is suffering prejudice as he cannot sell or dispose of the same.

(6) In view of the above, trial Court is requested to conclude the trial within a period of 6 months.

(7) The present petition is disposed of accordingly.

17.05.2023
anil

(HARKESH MANUJA)
JUDGE

whether speaking/reasoned: Yes/No
whether reportable: Yes/No