

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

273/3

CRM-M-26564-2021
Date of Decision: 02.08.2023

Amit Kumar @ Rajan

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Shivender, Advocate for
Mr. B.S.Bhalla, Advocate for the petitioner.

Ms. Navreet K. Barnala, AAG, Punjab.

AVNEESH JHINGAN, J. (Oral)

1. This petition was filed aggrieved of order dated 24.05.2021 whereby the application for preserving the tower locations and call details of the mobile mentioned therein relating in case of FIR No. 72 dated 23.05.2020 under Sections 21, 22, 25 and 29 of the NDPS Act, 1985 (later on added Sections 467, 468, 471 and 120-B IPC) registered at Police Station Mehal Kalan, District Barnala was rejected.

2. Learned State counsel filed the reply. In the reply, Annexure R-I dated 01.02.2022 a communication from Vodafone and Idea is attached; stating that since the record is older than one year, the CDR is not available.

3. Learned counsel for the petitioner raises a grievance that it was due to the delay on the part of the State that no cause of action survives.

4. In view of the factual position noted above, no further directions

are called for.

5. The petition is disposed of as infructuous.
6. However, petitioner shall be at liberty to avail remedies in
accordance with law for redressal of surviving grievances.

(AVNEESH JHINGAN)

JUDGE

02.08.2023

Rajeev (rvs)

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