

121 IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No. 51282 of 2024
Date of Decision: 18.10.2024

Satendra Kumar ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Rajbir Singh, Advocate
for the petitioner.

Ms. Swati Batra, D.A.G., Punjab.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
120	23.07.2022	Lalru, District SAS Nagar	18, 29, 61, 85 of NDPS Act

1. Seeking quashing of the FIR captioned above, the petitioner has come up before this Court under Section 482 CrPC.

2. Counsel for the petitioner submits that the only evidence is in the shape of disclosure statement of co-accused which is inadmissible.

3. State counsel opposes the petition on the ground that the right would accrue when they launch prosecution and another stage would come at the time of consideration on the point of charges.

4. After arguing for some time, counsel for the petitioner wants to withdraw the present petition with liberty that he be permitted to file a discharge application before the trial Court in case prosecution is launched against him. In case such an application is filed, in that eventuality, the trial Court be directed to answer each and every point so raised by him in the said application.

5. Given above, petitioner is permitted to file a precise application for discharge, but such application should not be unnecessarily lengthy and if such



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application is filed in that case, the concerned Court shall decide the same by passing a reasoned and speaking order and shall answer to each and every point taken in the said application.

6. Petition stands disposed of as withdrawn with the aforesaid observations.
All pending applications, if any, stand disposed.

(ANOOP CHITKARA)
JUDGE

18.10.2024
Jyoti Sharma

Whether speaking/reasoned:	Yes
Whether reportable:	No.