



- 1 -

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

123

CRM-M-40882-2024
Date of decision: 05.08.2025

ROYAL RAI @ SAHIL GARG

....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr.JimmySingla, Advocate for the petitioner (Through VC).

Mr. Neeraj Madaan, Sr. DAG, Punjab.

SANJAY VASHISTH. J.(Oral)

1. Petitioner Royal Rai @ Sahil Garg has filed petition under Section 528 BNSS for quashing of FIR No.128 dated 04.09.2023 under Section 188 of IPC, 1860 and Section 13 of Drugs and Cosmetics Act, 1940, registered at Police Station Sadar Dhuri along with all the subsequent proceedings being violative of the principle of double jeopardy as the investigation into the earlier FIR No.127 dated 02.09.2023 under Section 22 of NDPS Act, 1985, Section 188 of IPC and Section 13 of Drugs and Cosmetics Act, 1940 was pending as well as ultra vires the procedure prescribed under Cr.P.C. as no FIR can be registered in case of offence under Drugs and Cosmetics Act, 1940.

2. In the instant quashing petition, on 22.10.2024 following order was passed:-

Petitioner Royal Rai @ Sahil Garg has filed petition under Section 528 BNSS for quashing of FIR No.128 dated 04.09.2023 under Section 188 of IPC, 1860 and Section 13 of Drugs and Cosmetics Act, 1940, registered at Police Station Sadar Dhuri along with all the subsequent proceedings being violative of the principle of double jeopardy as the investigation into the earlier FIR No.127 dated 02.09.2023 under Section 22 of NDPS Act, 1985, Section 188 of IPC and Section



- 2-

13 of Drugs and Cosmetics Act, 1940 was pending as well as ultra vires the procedure prescribed under Cr.P.C. as no FIR can be registered in case of offence under Drugs and Cosmetics Act, 1940.
For proper appreciation of the facts of the case, status report be called.
Adjourned to 04.12.2024.

2. Status report dated 04.12.2024 by way of an affidavit of Mandeep Singh, PPS, Supertindent of Police, Sub Division, Dhuri, District Sangur has been filed on behalf of respondent-State. The same is taken on record. Registry is directed to tag the same at an appropriate place.
3. Faced with the facts and situation explained in paras No.7 and 8 of the said status report, counsel for the petitioner prays for withdrawal of the present petition with liberty to take all the relevant pleas at an appropriate stage before the appropriate Forum.
4. Dismissed as withdrawn, with liberty as sought and recorded here-above.

05.08.2025
amandeep

(SANJAY VASHISTH)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No