

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

CRM(M) No. 769/2024

CRIM No. 1589/2024

Rajeev Mukul

.... Appellant(s)/Respondent(s)

Through:- Mr. Varut Kumar Gupta, Advocate

V/s

Union Territory of Jammu and
Kashmir

.....Respondent(s)

Through:- Mr. Amit Gupta, AAG

CORAM : HON'BLE MRS. JUSTICE MOKSHA KHAJURIA KAZMI, JUDGE

ORDER

11.10.2024

01. The petitioner has challenged the complaint filed by the respondent alleging commission of offence under Section 18 (a) (1) read with Section 27 (d) of Drugs and Cosmetics Act, 1940 by the petitioner. Challenge has also been thrown to orders dated 05.10.2013 and 23.12.2013 passed by learned Chief Judicial Magistrate, Jammu on the aforesaid complaint, whereby process has been issued against the petitioner.

02. Learned counsel for the petitioner has submitted that initially the petitioner was not impleaded as an accused in the impugned complaint but later on after furnishing of the particulars of the accused, the petitioner was impleaded as an accused and summons were issued against him, without there being any allegations in the complaint.

03. Issue notice to the respondent, subject to petitioner's taking necessary steps within a period of one week.

04. Xerox copy of the trial court record be summoned.

05. List on 22.11.2024.

06. In the meanwhile, subject to objections from the other side and till next date of hearing before the Bench, proceedings in the impugned complaint as against the petitioner shall remain stayed.

(MOKSHA KHAJURIA KAZMI)
JUDGE

Jammu:
11.10.2024
Mihul

