

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).2176-2179/2011

(From the judgement and order dated 17/02/2011 in CRLA No. 5718/2010 & CRLA No. 5719/2010 & CRLA No. 5725/2010 & CRLA No. 5726/2010 of The HIGH COURT OF BOMBAY)

HARINDER SINGH ETC.ETC.

Petitioner(s)

VERSUS

UNION OF INDIA & ANR

Respondent(s)

(With appln(s) for exemption from filing c/c of the impugned Judgment,stay of arrest and office report)

Date: 09/03/2011 These Petitions were mentioned for hearing today.

CORAM :

HON'BLE MR. JUSTICE AFTAB ALAM

HON'BLE MR. JUSTICE R.M. LODHA

For Petitioner(s) Mr. Anil G. Lalla, Adv.
 Mr. Satbir Pillania, Adv.
 Mr. Dhananjay Tyagi, Adv.
 Mr. Arun Kumar, Adv.
For Respondent(s) For Mr. Vishwa Pal Singh,Adv.

UPON hearing counsel the Court made the following
O R D E R

Taken on Board.

Issue notice.

Till further orders, there shall be stay of
arrest of the petitioners.

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These cases raise the question on application of Section 8 of NDPS Act in respect of psychotropic substances, which are mentioned in Schedule X to the Drugs and Cosmetics Act, 1940 are also included in the Schedule to the NDPS Act but not listed in Schedule I to the Rules framed under the NDPS Act.

The aforesaid question has been referred for consideration by a three Judge Bench of this

Court in SLP (Crl.) No.4976 of 2006.

It may be noted that cases of bail involving the aforesaid point are coming to this Court frequently. It is, therefore, highly desirable that the matter pending before the three-Judge Bench should be heard and disposed of at an early date so as to settle the issue conclusively.

Registry is, accordingly, directed to bring the matter to the notice of the Hon'ble the Chief Justice for appropriate directions.

(Neetu Khajuria)
Sr.P.A.

(S.S.R. Krishna)
Court Master