

ITEM NO.103

COURT NO.12

SECTION II-C

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Criminal Appeal No(s). 956/2012

THE STATE OF HIMACHAL PRADESH

Appellant(s)

VERSUS

NIRMAL KAUR @ NIMMO

Respondent(s)

WITH Cr1.A. No. 957/2012 (II-C)
(STAY APPLICATION - IA 4276/2009)

Cr1.A. No. 959/2012 (II-C)Cr1.A. No. 958/2012 (II-C)SLP(Cr1) No. 761/2014 (II-C)

Date : 14-08-2018 These matters were called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE R. BANUMATHI
HON'BLE MR. JUSTICE VINEET SARAN

For Appellant(s) Mr. Abhinav Mukerji, AOR
Ms. Bihu Sharma, Adv.
Mr. Siddharth Garg, Adv.

For Respondent(s) Mr. C. L. Sahu, AOR
Mr. R. Nedumaran, AOR (SCLSC)
Ms. Nidhi, AOR (SCLSC)
Mr. Avijit Mani Tripathi, Adv.
Mr. Amit Kumar, AOR

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

The question involved in this batch of matters is whether it is necessary to particularise the species of the contraband recovered - poppy husk, poppy straw etc.

Further question is so long as the prosecution proves that what was recovered was the sample of poppy straw and whether it is

necessary for the prosecution to bring in materials to show as to what was the species of the contraband recovered.

Since substantial questions of law are involved, we deem it appropriate to appoint Mr. P.S. Narsimha, Senior Advocate, to assist the Court as amicus in this regard.

Mr. P.S. Narsimha is appointed amicus.

The Registry is directed to furnish complete sets of the appeal/SLP papers including a copy of this order to learned Amicus.

Post the matters after four weeks. Needful be done in the meantime.

(MAHABIR SINGH)
COURT MASTER

(PARVEEN KUMARI PASRICHA)
BRANCH OFFICER