

NCB vs. Lal Ruat Lian
SC No. 8537/16

20/2/2017

Present: Sh. Mukesh Malik, Ld. SPP for NCB
Accused is absent.

Today in compliance of order dated 06.12.2016 NCB has filed Execution report of process u/s 82 CrPC stating therein that the processes u/s 82 Cr.PC have been executed against accused. The process was sent to the NCB Zonal Unit Imphal and on verification the address of the accused was found false. The said proclamation was pasted in public place at two locations which has been mentioned in the compliance report of IO NCB Imphal dated 17/1/2017. The said proclamation has also been published in the local newspaper 'Poknapham daily' and the publication report has been filed with the report.

Hence, in my view, the proclamation u/s 82 CRPC has been validly executed. In the circumstances, there is no need to examine the officer who carried out the said proceedings

Since the accused has not appeared after more than a month of the execution of the said process, it is clear he is absconding. Hence he is declared proclaimed offender.

The surety amount has already been deposited in court.

The NCB has already examined around 9 witnesses in the case. At this stage, no purpose would be served if the remaining witnesses are examined as they can be summoned as and when the accused is arrested.

NCB is directed to keep on making the effort to arrest the accused in future.

Hence, file be consigned to record room sine die and it be summoned again as and when the accused is arrested.

(Deepak Garg)
Special Judge/NDPS
New Delhi 20/02/2017