



Chandigarh Police

OFFICE OF THE INSPECTOR GENERAL OF POLICE, UT, CHANDIGARH

ORDER

Subject:- In compliance of directions of order dated 30.05.2022 passed by Hon'ble Punjab and Haryana High Court in CRM-M-40917 of 2021 along with CRM-M 26224 of 2020, CRM-M 29353 of 2020, titled as "Manga Khan Vs. State of Punjab" Petition u/s 439 Cr.P.C. for granting regular bail in FIR No.26, dated 16.03.2021 u/s 15, 18, 25 of The NDPS Act, 1985, PS-Sadar, Jagraon, District-Ludhiana, Punjab".

The issue of non-appearance of police officials before trial courts to depose as prosecution witnesses has been recurring time and again. This affects efficient and effective prosecution of criminal cases, particularly criminal cases registered under Narcotic Drugs and Psychotropic Substance Act, 1985. In consideration of the order dated 30.05.2022 passed by the Hon'ble Punjab and Haryana High Court in CRM-M No.26224-2020, CRM-M 29353-2020 and CRM-M 40917-2021. The Hon'ble High Court has taken a very serious view on the issue of non-appearance of Police Officials before the Trial Courts, particularly in cases registered under Narcotic Drugs and Psychotropic Substances Act, 1985, despite issuance of summons and warrants by the Trial Court to secure their presence to depose as Prosecution Witnesses. For the speedy disposal of cases under the NDPS Act, following instructions are issued in compliance of the directions passed by the Hon'ble High Court in the subject cited case:-

1. All PWs in NDPS cases should be informed in advance about the date of hearing and it may also be ensured that they attend the trial court on scheduled date & time without fail. In case, the police officer, who is a PWs is unable to attend for some unavoidable reasons, their senior officers should be informed in time, so that the trial court can be requested for another date of hearing.
2. The SHOs/SDPOs must monitor the progress of trial and parvi of cases regularly. No officer should remain absent without any solid reason and permission from their senior officers.
3. All Police Station should have a regular parvi officer, who should be well versed with all under trial cases and ensure proper attendance of witnesses, and parvi of cases.
4. Despite regular summons/BW/NBW being issued by the trial court, if any police officer fails to appear repeatedly, they should be dealt departmentally by their Senior Officers.