

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

Petition for Special Leave to Appeal (Crl.) No.21025/2025

[Arising out of impugned final judgment and order dated 20-04-2024 in BA No. 4307/2023 passed by the Gauhati High Court]

UNION OF INDIA

Petitioner(s)

VERSUS

ABID PERVEZ @ AZAD PERVEZ

Respondent(s)

(FOR ADMISSION and I.R.)

Date : 27-01-2026 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KAROL

HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

For Petitioner(s) : Mr. S.D. Sanjay, A.S.G.
Mr. Rajat Nair, Adv.
Ms. Mili Baxi, Adv.
Mr. Rajan Chourasia, Adv.
Mr. Rajender Singh Rana, Adv.
Mr. Arvind Kumar Sharma, AOR
Mr. Vipin Kalra, Adv.

For Respondent(s) :

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

1. The Director, Narcotics Control Bureau (NCB) and Inspector General (I.G.), NCB, Guwahati shall remain present in the Court on the next date of hearing.

2. We are constrained to pass this order for the following reasons:-

(i) This is in relation to a crime allegedly committed by the respondent in the year 2021 from whose conscious possession *heroin* weighing 1.045 Kg. was

recovered. Since the trial was delayed and only few of the witnesses were examined, the High Court *vide* impugned order dated 20.04.2024 released the respondent on bail.

(ii) Why none of the eight witnesses could not be examined is not evident from the record:

(iii) Even though the impugned order was passed on 20.04.2024 the special leave petition was preferred only on 10.11.2025. Conscious of the fact that we have condoned the delay, but no further explanation is forthcoming as to what is the mechanism adopted by the petitioner, ensuring filing of the petitions assailing such like orders on expeditious basis.;

(iv) On 17.12.2025 even though this Court had issued notice and directed dasti service returnable on 27.01.2026 to be effected through the concerned Superintendent of Police, yet as is evident from the office report dated 23.01.2026 no response has been received from the concerned Superintendent of Police. Also, the petitioner has not placed on record the outcome of dasti service.

3. List on 12.02.2026 (High up on Board).

(RAJNI MUKHI)
ASTT. REGISTRAR-cum-PS

(ANU BHALLA)
COURT MASTER (NSH)