



**Core Competency Conference on Knowledge, Skill and Perspective Development  
For**

**Special Judges, NDPS and Public Prosecutors**

**on**

**28<sup>th</sup>-29<sup>th</sup> August 2020**

***Venue: Delhi Judicial Academy, Dwarka, Sector - 14,  
New Delhi – 110078***

**Index**

*For Private and Internal Circulation only*

0



## NARCOTIC DRUGS AND PSYCHOTROPIC SUBSTANCES ACT, 1985

### A. RELEVANT STATUTES

S. No.	Title
1.	Code of Criminal Procedure, 1973
2.	Constitution of India, 1950
3.	Indian Evidence Act, 1872
4.	Indian Penal Code, 1860
5.	Information Technology Act, 2000
6.	Narcotic Drugs & Psychotropic Substances Act, 1985
7.	Narcotic Drugs & Psychotropic Substances (Amendment) Act, 2014
8.	Prevention of Illicit Traffic in Narcotic Drugs and Psychotropic Substances Act, 1988
9.	Prevention of Money Laundering Act, 2002

### B. RULES

S. No.	Title
1.	Appellate Tribunal for Forfeited Property (Conditions of Service of Chairman and Members) Rules, 1989
2.	Appellate Tribunal for Forfeited Property (Fees) Rules, 1989
3.	Appellate Tribunal for Forfeited Property (Procedure) Rules, 1989
4.	Illegally Acquired Property (Receipt, Management and Disposal) Rules, 1989
5.	Narcotic Drugs and Psychotropic Substances Rules, 1985 as amended by (First Amendment) Rules, 2017
6.	Narcotic Drugs and Psychotropic Substances (Regulation of Controlled Substances) Order, 2013
7.	Narcotic Drugs and Psychotropic Substances (National Fund for Control of Drug Abuse) Rules, 2006
8.	Narcotic Drugs and Psychotropic Substances (Authentication of Documents) Rules, 1992
9.	Narcotic Drugs and Psychotropic Substances Consultative Committee Rules, 1988
10.	Narcotic Drugs and Psychotropic Substances (Execution of Bond by Convicts or Addicts) Rules, 1985
11.	Narcotic Drugs and Psychotropic Substances Rules, 1985

### C. HANDBOOK

S. No.	Title
1.	Drug Law Enforcement Field Officers Handbook by NCB

### D. REPORTS

S. No.	Title	Author	Source
<b>a)</b>	<b>Law Commission Report</b>		
1.	155 <sup>th</sup> Law Commission Report- Narcotic Drugs & Psychotropic Substances, 1985	Law Commission of India	<a href="http://lawcommissionofindia.nic.in/101-169/Report155.pdf">http://lawcommissionofindia.nic.in/101-169/Report155.pdf</a>



<b>b)</b>	<b>Parliamentary Standing Committee Report</b>		
1.	Report No. 50-NDPS (Amendment) Bill, 2011	Standing Committee on Finance, (2011-12) Fifteenth Lok Sabha	<a href="http://lawcommissionofindia.nic.in/101-69/Report166.pdf">http://lawcommissionofindia.nic.in/101-69/Report166.pdf</a>
<b>c)</b>	<b>Other Reports</b>		
1.	Drug Abuse Among Children in Delhi	Vidhi- Centre for Legal Policy	<a href="https://static1.squarespace.com/static/551ea026e4b0adb21a8f9df/t/57b2b9c337c581c6e8599f28/1471330810419/Drug+Abuse+Among+Children+in+Delhi.pdf">https://static1.squarespace.com/static/551ea026e4b0adb21a8f9df/t/57b2b9c337c581c6e8599f28/1471330810419/Drug+Abuse+Among+Children+in+Delhi.pdf</a>
2.	From Addict To Convict- The Working of NDPS Act in Punjab (2018) (Volume-1)	Vidhi- Centre for Legal Policy	<a href="https://vidhilegalpolicy.in/wp-content/uploads/2019/05/FATCVolume1English.pdf">https://vidhilegalpolicy.in/wp-content/uploads/2019/05/FATCVolume1English.pdf</a>
3.	From Addict To Convict- The Working of NDPS Act in Punjab (2018) (Volume-2)	Vidhi- Centre for Legal Policy	<a href="https://vidhilegalpolicy.in/wp-content/uploads/2019/05/FATCVolume2English.pdf">https://vidhilegalpolicy.in/wp-content/uploads/2019/05/FATCVolume2English.pdf</a>
4.	International Narcotic Control Board- Annual Report, 2018	United Nations	<a href="https://www.incb.org/documents/Publications/AnnualReports/AR2018/Annual_Report/Annual_Report_2018_E_.pdf">https://www.incb.org/documents/Publications/AnnualReports/AR2018/Annual_Report/Annual_Report_2018_E_.pdf</a>
5.	World Drug Report, 2018	United Nations Office on Drugs and Crime (UNODC)	<a href="https://www.unodc.org/wdr2018/prelaunch/WDR18_Booklet_1_EXSUM.pdf">https://www.unodc.org/wdr2018/prelaunch/WDR18_Booklet_1_EXSUM.pdf</a>
6.	World Drug Perception Problem Report, 2017	Global Commission on Drug Policy	<a href="http://www.globalcommissionondrugs.org/wp-content/uploads/2018/01/GCDP-Report-2017_Perceptions-ENGLISH.pdf">http://www.globalcommissionondrugs.org/wp-content/uploads/2018/01/GCDP-Report-2017_Perceptions-ENGLISH.pdf</a>
7.	Narcotics Control Bureau- Annual Report, 2017	Narcotics Control Bureau, India	<a href="https://search.yahoo.com/search?fr=mcafee&amp;type=D210US678G0&amp;p=Narcotics+Control+Bureau+Annual+Report%2C+2017">https://search.yahoo.com/search?fr=mcafee&amp;type=D210US678G0&amp;p=Narcotics+Control+Bureau+Annual+Report%2C+2017</a>

#### E. INTERNATIONAL CONVENTIONS

S. No	Title	Author	Source
1.	Single Convention on Narcotic	United Nations	<a href="http://www.unodc.org">http://www.unodc.org</a>



	Drug, 1961		<a href="http://www.unodc.org/unodc/en/treaties/index.html">g/unodc/en/treaties/index.html</a>
2.	Convention on Psychotropic Substances, 1971	United Nations	<a href="http://www.unodc.org/unodc/en/treaties/index.html">http://www.unodc.org/unodc/en/treaties/index.html</a>
3.	United Nations Convention Against Illicit Traffic In Narcotic Drugs and Psychotropic Substances (Vienna Convention), 1988	United Nations Convention	<a href="http://www.unodc.org/unodc/en/treaties/index.html">http://www.unodc.org/unodc/en/treaties/index.html</a>
4.	SAARC Convention on Narcotic Drugs and Psychotropic Substances, 1990	SAARC	<a href="http://www.saarc-sec.org">http://www.saarc-sec.org</a>

## F. CASE LAWS

### 1. Combating Illicit Drug Traffic and Drug Abuse

S. No	Title	Citation
	<b>Supreme Court</b>	
1.	<i>Bachpan Bachao Andolan v. Union of India</i> (¶¶1-22)	(2017) 1 SCC 653

### 2. Understanding Concepts of Narcotic Drugs and Psychotropic Substances Act, 1985

S. No	Title	Citation
<b>A.</b>	<b>Bhang is not a Narcotic Drug</b>	
	<b>Other High Court</b>	
1.	<i>Promodh Jha v. State of West Bengal</i> (¶3)	2008 (1) CLJ(CAL) 685
<b>B.</b>	<b>Determination of Drug Quantity by Courts</b>	
	<b>Supreme Court</b>	
1.	<i>Hira Singh v. Union of India</i> (¶¶6-9)	2020(2)RCR(Criminal)523
2.	<i>Hira Singh v. Union of India</i> (¶¶9-12)	(2017) 8 SCC 162
3.	<i>Harjit Singh v. State of Punjab</i> (¶¶21,22,25-26)	(2011) 4 SCC 441
4.	<i>State of NCT of Delhi v. Ashif Khan</i> (¶¶6-7)	(2009) 4 SCC 42
5.	<i>E. Micheal Raj v. Intelligence Officer, Narcotic Control Bureau</i> (¶15)	(2008) 5 SCC 161
<b>C.</b>	<b>Chemical Examination Report (Production and Proof)</b>	
	<b>Supreme Court</b>	
1.	<i>Rajesh Kumar v. State Govt. of NCT of Delhi</i> (¶¶ 6, 9)	(2008) 4 SCC 493
2.	<i>Bhupinder Singh v. State of Punjab</i> (¶¶ 12, 13, 29-31)	AIR 1988 SC 1011
	<b>High Court of Delhi</b>	
1.	<i>Amarjit Singh v. State (Delhi Administration)</i> (¶¶ 17, 18, 21)	1995 CriLJ 1623
	<b>Other High Courts</b>	
1.	<i>State of H.P. v. Mehboon Khan</i> (¶¶ 26, 30, 32, 35, 41, 42, 52,	2013 SCC Online HP 4080



	53)	
2.	<i>Gajanand Alias Rajinder Prashad v. State of Himachal Pradesh</i> (¶¶ 7, 8, 11, 13, )	2001 (3) ShimLC 54
<b>D. Disposal of Contraband</b>		
<b>Supreme Court</b>		
1.	<i>Mohinder Singh v. State of Punjab</i> (¶¶12-17)	(2018) 18 SCC 540
2.	<i>Union of India v. Mohanlal</i> (¶¶10-14,16-17, 27-31)	(2016) 3 SCC 379
3.	<i>Thana Singh v. Central Bureau of Narcotics</i> (¶¶26-27)	(2013) 2 SCC 590
4.	<i>Union of India v. Mohanlal</i> (¶¶ 7)	AIR 2012 SC 2653
5.	<i>Ashok @ Dangra Jaiswal v. State of M.P.</i> (¶¶ 10, 12, 16)	AIR 2011 SC 1335
6.	<i>Noor Aga v. State of Punjab</i> (¶¶ 128, 129, 135)	(2008) 16 SCC 417
7.	<i>Sunderbhai Ambalal Desai v. State of Gujarat</i> (¶¶ 7, 8, 14, 18)	(2002) 10 SCC 283
<b>High Court of Delhi</b>		
1.	<i>Mohd. Anwar @ Annu v. State</i> (¶¶ 9, 11, 15-17)	2011 SCC Online Del 1047
2.	<i>Manjit Singh v. State</i> (¶¶ 3, 22)	214 (2014) DLT 646
<b>Other High Court</b>		
1.	<i>State of Himachal Pradesh v. Ivor Fleitcher</i> (¶ 19, 24)	2005 (2) Shim LC 431

### 3. Procedure under NDPS Act

S. No	Title	Citation
<b>A. Bail u/s 37 of NDPS Act</b>		
<b>Supreme Court of India</b>		
1.	<i>Sujit Tiwari vs. State of Gujarat and Ors.</i> (¶¶10,11,13)	AIR2020SC667
2.	<i>State of Kerala and Ors. vs. Rajesh and Ors.</i> (¶¶20-23)	AIR2020SC721
3.	<i>State of Punjab v. Rakesh Kumar</i> (¶¶7-16)	(2019) 2 SCC 466
4.	<i>Nikesh Tarachand Shah v. Union of India</i> (¶¶ 15-18)	(2018) 11 SCC 1
5.	<i>Hussain v UOI</i> (¶¶1-7, 23-30)	(2017) 5 SCC 702
6.	<i>UOI v. Sanjeev v. Deshpande</i> (¶¶4,18,23-27)	(2014) 13 SCC 1
7.	<i>Thana Singh v. Central Bureau of Narcotics</i> (¶¶ 6, 14, 18, 26-28)	(2013) 2 SCC 590
8.	<i>Sanjai Kumar Kedia v. Intelligence Officer, NCB</i> (¶¶ 17, 18)	(2011) 1 SCC (Cri) 1099
9.	<i>Union of India v. Rattan Mallik @ Habul</i> (¶¶ 13-15)	(2009) 2 SCC 624
10.	<i>Union of India v. Shri Shiv Shankar Kesari</i> (¶¶ 11, 13)	(2007) 7 SCC 798
11.	<i>Sami Ullah Superintendent v Narcotic Control Bureau</i> (¶¶ 11, 15)	(2006) 12 SCC 471
12.	<i>Narcotic Control Bureau v. Karma Phuntstock</i> (¶ 4)	(2005) 12 SCC 480
13.	<i>Collector of Customs, New Delhi v. Ahmadalieva Nodira</i> (¶¶ 7, 8)	(2004) 3 SCC 549
14.	<i>Union of India v. Thamisharashi</i> (¶¶ 10-13, 15, 16)	(1995) 4 SCC190
<b>High Court of Delhi</b>		
1.	<i>Arvind Kumar Saxena v. State</i> (¶¶ 14-18, 20)	2018 SCC OnLine Del 7769



2.	<i>Joyee Karoung v. Narcotics Control Bureau</i> (¶¶ 16, 24, 26)	2018 SCC OnLine Del 9599
3.	<i>Directorate of Revenue Intelligence v. Bitoren Dolores Fernandez</i> (¶¶ 21, 27-29)	2011 SCC OnLine Del 3959
4.	<i>Dilip v. State</i> (¶¶ 18, 20, 21)	(2007) 1 SCC 450
5.	<i>Ravi ul Islam v. State</i> (¶¶ 6, 8, 9)	129 (2006) DLT 595
6.	<i>Wernli Monica Barbara v. State</i> (¶¶ 5-7)	121 (2005) DLT 420
7.	<i>Rajni Devi v. The State</i> (¶¶ 4, 5, 7)	2005 SCC OnLine Del 1202
8.	<i>Rajinder Gupta v. State</i> (¶¶ A4, 5, 10, 13; E3; F2; G2)	123 (2005) DLT 55
9.	<i>Pushpa Rani v. Narcotic Control Bureau</i> (¶¶ 4-6, 8, 9)	122 (2005) DLT 68
10.	<i>Ms. Mathhwas Clare Georgina v. Narcotics Control Bureau</i> (¶¶ 6, 7)	104 (2003) DLT 422
11.	<i>Ram Gopal v. Union of India</i> (¶¶ 5, 9-12)	2002 SCC OnLine Del 1187
12.	<i>Usha v. Union of India</i> (¶¶ 13-16)	101 (2002) DLT 286
	<b>Other High Courts</b>	
1.	<i>State of Punjab v. Jagjit Singh Chahal</i> (¶¶ 29, 32-34)	2015 SCC OnLine P&H 20454
2.	<i>Daulat Singh @ Gatu v. State of Rajasthan</i> (¶¶ 5-7, 10)	2014 SCC OnLine Raj 1028
<b>B.</b>	<b>Interim Bail in Commercial Quantity</b>	
	<b>High Court of Delhi</b>	
1.	<i>Arvind Yadav vs State</i>	Bail Application 778/2020 & CRL.M.A.5821-22/2020 Order dated 22.04.2020
2.	<i>Athar Parvez v. Narcotics Control Bureau</i> (¶¶4-6)	2016 SCC OnLine Del 3568
<b>C.</b>	<b>Possession &amp; Presumption of Culpable Mental State</b>	
	<b>Supreme Court</b>	
1.	<i>Baldev v. State of Haryana</i> (¶¶ 12, 17, 19)	2016 CriLJ 154
2.	<i>Mohan Lal v. State of Rajasthan</i> (¶¶16, 22, 29-31)	(2015) 6 SCC 222
3.	<i>Kulwinder Singh v. State of Punjab</i> (¶¶16-19)	(2015) 6 SCC 674
4.	<i>Bhola Singh v. State of Punjab</i> (¶¶ 5, 8)	(2011) 11 SCC 653
5.	<i>State of Punjab v Lakhwinder Singh</i> (¶¶12-13, 15-17)	(2010) 4 SCC 402
6.	<i>Noor Agav. State of Punjab</i> (¶¶ 44-48, 122, 130, 138, 151, 155, 157, 158, 160, 162, 163)	(2008) 16 SCC 417
7.	<i>Avtar Singh v. State of Punjab</i> (¶¶6-7) Distinguished in <i>Dharampal Singh v. State of Punjab</i> , (2010) 9 SCC 608 at p. 615	(2002) 7 SCC 419
	<b>High Court of Delhi</b>	



1.	<i>Sumer Singh and Ors. vs. State</i> (¶¶18,20,26-27)	CrI. A. Nos. 878 and 1164/2011 Dated: 21.12.2015
2.	<i>Narcotic Control Bureau v. Allauddin</i> (¶¶ 9-11, 13, 15)	2010 SCC OnLine Del 4457
<b>D.</b>	<b>Section 41,42 and 43- Search &amp; Seizure</b>	
	<b>Supreme Court</b>	
1.	<i>Naresh Kumar @ Nitu v. State of Himachal Pradesh</i> (¶ 10)	CrI. App. No. 1053/2016 D.O.D: 27/07/2017
2.	<i>State of Rajasthan v. Jag Raj Singh @ Hansa</i> (¶¶ 13-15, 17-19, 25)	(2016) 11 SCC 687
3.	<i>Jagat Singh v. State of Uttarakhand</i> (¶¶12-15)	(2016) 13 SCC 119
4.	<i>State of Rajasthan v. Jagraj Singh</i> (¶¶9-30)	(2016) 11 SCC 687
5.	<i>Sekhar Suman Verma v. The Superintendent of N.C.B.</i> (¶¶12-13)	(2016) 11 SCC 368
6.	<i>Darshan Singh v. State of Haryana</i> (¶¶ 10-12)	2015 (12) SCALE 579
7.	<i>Kishan Chand v. State of Haryana</i> (¶¶ 17, 19, 20, 27, 28)	(2013) 2 SCC 502
8.	<i>Gurjant Singh @ Janta v. State of Punjab</i> (¶¶ 16-21, 23, 24, 26)	(2014) 13 SCC 603
9.	<i>Karnail Singh v. State of Haryana</i> (¶¶ 12, 15, 16)	(2009) 8 SCC 539
10.	<i>State through Narcotics Control Bureau v. Kulwant Singh</i> (¶¶ 13, 14, 20, 22, 26, 30)	(2003) 9 SCC 193
11.	<i>M Prabhulal v. Assistant Director</i> (¶¶7,14)	AIR 2003 SC 4311
12.	<i>Sajan Abraham v. State of Kerala</i> (¶¶ 10-12)	AIR 2001 SC 3190
13.	<i>Abdul Rashid Ibrahim Mansuri v. State of Gujarat</i> (¶¶ 16, 17, 21-24)	(2000) 2 SCC 513
14.	<i>State of Punjab v. Balbir Singh</i> (¶¶ 17, 23, 25-28)	(1994) 3 SCC 299
	<b>High Court of Delhi</b>	
1.	<i>State (NCT of Delhi) v. Virender Singh</i> (¶¶ 9, 10)	2018 SCC OnLine Del 6775
2.	<i>Narcotics Control Bureau v. Kulwant Singh</i> (¶¶ 8-10, 12, 13)	2013 SCC OnLine Del 2140
3.	<i>Union of India v. Steaphen Andreas Hofman</i> (¶ 8)	2007 (97) DRJ 410
4.	<i>Utpal Mishra v. Nicelai Christensen</i> (¶¶ 3, 8, 9)	1997 SCC OnLine Del 655
5.	<i>Lachho Devi v. State</i> (¶¶ 17, 18, 21-23)	1990 SCC OnLine Del 198
<b>E.</b>	<b>Section 50- Notice before Personal Search</b>	
	<b>Supreme Court</b>	
1.	<i>State of Punjab v. Baljinder Singh</i> (¶¶19-22)	2019 SCC OnLine SC 1408
2.	<i>Arif Khan v. State of Uttarakhand</i> (¶¶ 25, 26, 29, 30) (Where the person of accused is searched with the baggage, Section 50 NDPS Act applies)	2018 (6) SCALE 456
3.	<i>S.K. Raju v State of WB</i> (¶¶15-23)	(2018) SCC OnLine



		SC 1344
4.	<i>Mohinder Singh v. State of Punjab</i> (¶9)	(2018) 18 SCC 540
5.	<i>Makhan Singh v. State of Haryana</i> (¶¶ 10-12, 16, 17)	2015 SCC OnLine SC 374
6.	<i>Kulwinder Singh v. State of Punjab</i> (¶¶ 8, 13, 14, 22)	(2015) 6 SCC 674
7.	<i>Yasihey Yobin and Anr. v. The Dept. of Customs, Shillong</i> (¶¶9,11)	(2014) 13 SCC 344
8.	<i>State of HP v. Sunil Kumar</i> (¶¶15,17) (Chance Recovery)	AIR 2014 SC 2564
9.	<i>State of Rajasthan v. Parmanand</i> (¶¶15-20)(If merely a bag carried by a person is searched without there being any search of his person, Section 50 of the NDPS Act will have no application.)	AIR 2014 SC 1384
10.	<i>Kashmiri Lal v. State of Haryana</i> (¶¶ 14, 15)	(2013) 6 SCC 595
11.	<i>Ram Swaroop v. State (Govt. NCT) of Delhi</i> (¶¶7,10,13,15-16)	(2013) 14 SCC 235
12.	<i>State of Delhi v. Ram Avtar @ Rama</i> (¶¶ 12, 22-27)	AIR 2011 SC 2699
13.	<i>Nirmal Singh Pehalwan v. Inspector Customs</i> (¶¶ 8, 10, 11)	(2011) 12 SCC 298
14.	<i>Narcotics Central Bureau v. Sukh Dev Raj Sodhi</i> (¶¶ 5-7)	(2011) 6 SCC 392
15.	<i>Vijaysinh Chandubha Jadeja v. State of Gujarat</i> (¶¶ 20-22) (The SC rejected the theory of “substantial compliance”.)	(2011) 1 SCC 609
16.	<i>Dilip and Anr. v. State of Madhya Pradesh</i> (¶¶6,12,16,22) (Where the person of accused is searched with the baggage, Section 50 NDPS Act applies)	(2007) 1 SCC 450
17.	<i>State of Punjab v. Balwant Rai</i> (¶¶ 5, 6, 8, 9)	(2005) 3 SCC 164
18.	<i>State of Rajasthan v. Daulat Ram</i> (¶¶ 5-7)	(2005) 7 SCC 36
19.	<i>State of Rajasthan v. Ram Chandra</i> (¶¶21-22) (The officer proposing to effect the search cannot act in dual capacity; first as an officer authorised under Section 42 to search a person and second as the gazetted officer in whose presence the accused may opt to be searched.)	(2005) 5 SCC 151
20.	<i>State of Himachal Pradesh v. Pawan Kumar</i> (¶¶ 12, 13, 22, 23) (The term “person” under the Act means a human being with appropriate coverings and clothing and also footwear.)	(2004) 7 SCC 735
21.	<i>Prabha Shankar Dubey v. State of M.P</i> (¶¶7-10,12,15) (The accused (suspect) has to be told in a way that he becomes aware that the choice is his and not of the officer concerned, even though there is no specific form.)	(2004) 2 SCC 56
22.	<i>State of Punjab v Surinder Rani</i> (¶¶4-5) (Under Section 50(4), females are to be searched only by female officers. S. 50(4) cannot be diluted even on the ground that a female officer was not available at the time of search, else the search is vitiated.)	(2000) 10 SCC 429
23.	<i>Sajan Abraham v. State of Kerala</i> (¶¶ 8, 10, 11, 13)	(2001) 6 SCC 692
24.	<i>Gurbax Singh v. State of Haryana</i> (¶7) (Search of Person distinguished from Search of Premises)	(2001) 3 SCC 28
25.	<i>State of Punjab v. Baldev Singh</i> (¶¶ 47, 52-54, 56)	(1999) 6 SCC 172
26.	<i>Saiyad Mohd. Saiyad Umar Saiyed v. State of Gujarat</i> (¶¶6-8,10) (The officer conducting the search must specifically depose that he had informed the person to be searched about his right to demand that the search be carried out in the presence of a Gazetted Officer or a Magistrate.)	(1995) 3 SCC 610





	<b>High Court of Delhi</b>	
1.	<i>Sumit Rai v. State</i> (¶¶20-21)	2019 SCC OnLine Del 9364
2.	<i>Irwin Bin Hassim v. Anil Kumar, Air Customs Officer, IGI Airport</i> (¶¶ 18, 24)	2017 SCC OnLine Del 10940
3.	<i>Lekan Akins v. The State (N.C.T of Delhi)</i> (¶¶24-25,28-29,32-34,39)	2014 SCC OnLine Del 7031
4.	<i>Munnu Khan v. State</i> (¶ 6)	2013 SCC OnLine Del 1816
5.	<i>Mansoor Ahamad Khan v. State</i> (¶ 3)	121 (2005) DLT 84
6.	<i>Sunday Emegha v. State</i> (¶¶ 10, 14, 16, 17, 20, 24, 34)	194 (2012) DLT 3
7.	<i>Amarjit Singh v. State of Delhi Administration</i> (¶¶ 27, 29-33)	1994 SCC OnLine Del 739
	<b>Other High Court</b>	
1.	<i>Mohammed Shabir Shaikh Bhikan v. The State of Maharashtra</i> (¶¶ 11, 13, 14, 16-18)	2002 (104(1)) BOMLR 820
<b>F.</b>	<b>Sampling</b>	
	<b>High Court of Delhi</b>	
1.	<i>Edward Khimani Kamau v NCB</i> (¶10)	(2015) SCC OnLine Del 9860
2.	<i>Basant Rai v. State</i> (¶¶26-27)	2012 SCC OnLine Del 3319
<b>G.</b>	<b>Resampling and Retesting</b>	
	<b>Supreme Court</b>	
1.	<i>Thana Singh v. Central Bureau of Narcotics</i> (¶27)	(2013) 2 SCC 590
	<b>High Court of Delhi</b>	
1.	<i>T. Letminlen Haokip v. Customs</i> (¶¶14-20)	2019 SCC OnLine Del 10214
2.	<i>Nihal Khan v. State (Govt. of NCT of Delhi)</i> (¶16)	2007 SCC OnLine Del 14
<b>H.</b>	<b>Production of Contraband</b>	
	<b>Supreme Court</b>	
1.	<i>State of Rajasthan v. Sahi Ram</i> (¶¶11-15)	Cri A 1497/2019 Dated: 27.09.2019
<b>I.</b>	<b>Sections 52-A, 55 &amp; 57- Disposal of Seized Property &amp; Report of Arrest and Seizure</b>	
	<b>Supreme Court</b>	
1.	<i>Union of India v. Jarooparan</i> (¶¶ 8-11)	(2018) 4 SCC 334
2.	<i>Mohinder Singh v. State of Punjab</i> (¶¶ 11, 16, 17)	2018 SCC OnLine SC 973
3.	<i>Mohan Lal v. State of Rajasthan</i> (¶¶ 16, 22, 29, 30, 31)	(2015) 6 SCC 222



4.	<i>Ashok v. State of Madhya Pradesh</i> (¶¶ 9, 15)	(2011) 5 SCC 123
5.	<i>Rajender Singh v. State of Haryana</i> (¶ 2)	(2011) 8 SCC 130
6.	<i>State of Rajasthan v. Tara Singh</i> (¶¶4-6)	(2011) 11 SCC 559
7.	<i>Hardip Singh v. State of Punjab</i> (¶ 13)	(2008) 8 SCC 557
8.	<i>Union of India v. Satrohan</i> (¶¶5,12)	(2008) 8 SCC 313
9.	<i>Raj Kumar Karwal v. Union of India</i> (¶¶ 10, 12, 20-22)	(2008) 8 SCC 557
10.	<i>Babubhai Odhavji Patel v. State of Gujarat</i> (¶ 5)	(2005) 8 SCC 725
11.	<i>Khet Singh v. Union of India</i> (¶¶ 6, 16)	(2002) 4 SCC 380
12.	<i>Sajan Abraham v. State of Kerala</i> (¶¶ 9-13)	(2001) 6 SCC 692
13.	<i>State of Punjab v. Baldev Singh</i> (¶¶ 13, 17)	(1999) 6 SCC 172
<b>J.</b>	<b>Section 60- Liability of Illicit Drugs, Substances, Plants, etc. to Confiscation</b>	
	<b>Supreme Court</b>	
1.	<i>Ganga Hire Purchase Pvt. Ltd. v. State of Punjab</i> (¶¶ 2, 3)	(1999) 5 SCC 670
<b>K.</b>	<b>Section 64 &amp; 64A- Immunity from Prosecution</b>	
	<b>Supreme Court</b>	
1.	<i>Jasbir Singh v. Vipin Kumar Jaggi</i> (¶¶ 28-33, 36, 38, 39)	AIR 2001 SC 2734
	<b>Other High Court</b>	
1.	<i>Fardeen Feroz Khan v. Union of India</i> (¶¶ 26, 27, 29)	2007 SCC OnLine Bom 110
<b>L.</b>	<b>Section 67- Power to Examine any Person/ Retraction from Confession</b>	
	<b>Supreme Court</b>	
1.	<i>Surinder Kumar Khanna v. Intell. Officer, Directorate of Revenue Intelligence</i> (¶¶ 11, 13-15)	2018 SCC OnLine SC 757
2.	<i>Tofan Singh v. State of Tamil Nadu</i> (¶¶ 26, 40, 41)	(2013) 16 SCC 31
3.	<i>Ram Singh v. Centre Bureau of Narcotics</i> (¶¶9-14)	(2011) 11 SCC 347
4.	<i>Union of India v Bal Mukund</i> (¶¶35-38)	2009 12 SCC 161
5.	<i>Kanhaiyalal v. Union of India</i> (¶¶ 35-38, 40)	AIR 2008 SC 1044
6.	<i>Ram Kumar v. Central Bureau of Narcotics</i> (¶ 7)	(2008) 5 SCC 385
7.	<i>Noor Aga v. State of Punjab</i> (¶¶72, 75-77)	(2008) 16 SCC 417
8.	<i>Narcotics Control Bureau v. Murlidhar Soni</i> (¶¶ 4, 5)	(2004) 5 SCC 151
9.	<i>Abdul Rashid v. State of Bihar</i> (¶1)	(2001) 9 SCC 578
	<b>High Court of Delhi</b>	
1.	<i>Vishal Puri v. Union of India</i> (¶¶ 25, 28, 29)	40 (2017) DLT 500
2.	<i>Rapheal v. Devender Singh (Intelligence Officer) (Director of Revenue Intellegence)</i> (¶21)	2015 SCC OnLine Del 9864
3.	<i>Frank Kingsley Ugochukwu v DRI</i> (¶¶46-48)	2014 SCC OnLine Del 7092
4.	<i>D.R.I.v. Raj Kumar Mehta</i> (¶¶16-17)	2011 SCC OnLine Del 2839



5.	<i>Narcotics Control Bureau v. Ramesh Kumar</i> (¶¶ 21)	2013 SCC OnLine Del 2194
	<b>Other High Court</b>	
1.	<i>Gunjan Dudani v. Union of India</i> (¶¶ 7, 12, 13)	(2018) 185 AIC (Sum 28) 14
<b>M.</b>	<b>Section 68A- Application of Forfeiture or Illegally Acquired Property</b>	
	<b>High Court of Delhi</b>	
1.	<i>Shri Zahid Parwez v. Union of India</i> (¶¶ 21)	191 (2012) DLT 235
<b>B.</b>	<b>Irregularity in Investigation: Impact on Court Proceedings</b>	
<b>a)</b>	<b>Recording of Secret Information</b>	
	<b>Supreme Court</b>	
1.	<i>Darshan Singh v. State of Haryana</i> (¶¶13-15)	(2016) 14 SCC 658
2.	<i>Karnail Singh v. State of Haryana</i> (¶¶12-13,17,22-23,25-27,35-36)	(2009) 8 SCC 539
<b>b)</b>	<b>Non-compliance of Sections 52, 55 &amp; 57- Disposal of Seized Property &amp; Report of Arrest and Seizure</b>	
	<b>Supreme Court</b>	
1.	<i>Gurbax Singh v. State of Haryana</i> (¶9)	(2001) 3 SCC 28
<b>c)</b>	<b>Illegal Search</b>	
	<b>Supreme Court</b>	
1.	<i>State of Punjab v. Baldev Singh</i> (¶¶44,47)(Illicit article seized from person of accused during search conducted in violation of safeguards provided in Section 50 cannot be itself used as admissible evidence of proof of unlawful possession of contraband on accused.)	AIR 1999 SC 2378
2.	<i>State of H.P. v. Pirthi Chand</i> (¶¶5, 7, 14) (Evidence obtained as a result of search and seizure in violation of mandatory requirement of the Section 50 does not become inadmissible.)	1996 (2) SCC 37
3.	<i>Ali Mustafa Abdul Rahman Moosa v. State of Kerala</i> (¶8) (In absence of proof of unlawful possession of the same a person cannot be held guilty under the NDPS Act.)	(1994) 6 SCC 569
<b>d)</b>	<b>IO and Complainant, if same person</b>	
	<b>Supreme Court</b>	
1.	<i>Mukesh Singh v State (Narcotic Branch of Delhi)</i> (Matter referred to Constitution Bench)	SLP(CrL.) D.No.39528/18
2.	<i>Varinder Kumar v. State of Himachal Pradesh</i> (¶13)	2019 SCC OnLine SC 170
3.	<i>Mohan Lal v. State of Punjab</i> (¶¶ 3, 11, 14-15, 21-22, 24-25)	AIR 2018 SC 3853
	<b>High Court of Delhi</b>	



1.	<i>Gurtej Singh Batthv.State</i> (¶¶21-25)	2018 SCC OnLine Del 12562
2.	<i>Annabelle Analista Malibago v. DRI</i> (¶¶18-21)	2018 SCC OnLine Del 12114

#### 4. Judicial Skills

S. No	Title	Citation
<b>A.</b>	<b>Charge</b>	
	<b>Supreme Court</b>	
1.	<i>State Tr. Insp. of Police v. A. Arun Kumar</i> (¶¶ 7, 9)	(2015) 2 SCC 417
2.	<i>CBI v. K. Narayana Rao</i> (¶ 24)	(2012) 9 SCC 512
3.	<i>Rukmini Narvekar v. Vidya</i> (¶¶ 18, 32)	AIR 2009 SC 1013
4.	<i>Hem Chand v. State of Jharkhand</i> (¶ 14)	AIR 2008 SC 1903
5.	<i>Soma Chakravarty v. State</i> (¶¶ 18-20)	(2007) 5 SCC 403
6.	<i>State of Orissa v. Debendra Nath Padhi</i> (¶¶ 6-9, 11-14, 16-18, 22, 23, 29, 30)	AIR 2005 SC 359
7.	<i>State of M.P. v. S.B. Johari</i> (¶¶ 4, 6)	AIR 2000 SC 665
8.	<i>State of Madhya Pradesh v. Mohanlal Soni</i> (¶¶ 7, 8, 12, 14)	AIR 2000 SC 2583
9.	<i>State v. S. Bangarappa</i> (¶¶ 21, 22)	AIR 2001 SC 222
10.	<i>State of Maharashtra v. Priya Sharan Maharaj</i> (¶ 8)	AIR 1997 SC 2041
	<b>High Court of Delhi</b>	
1.	<i>Kuhu Pandya &amp; Anr. v. State NCT of Delhi</i> (¶¶ 15, 21, 22)	2018 SCC OnLine Del 10846
2.	<i>Rakesh Bhatnagar v. CBI</i> (¶ 7)	2013 SCC OnLine Del 2846
3.	<i>Vishwa Vibhuti v. CBI</i> (¶ 48)	2012 SCC OnLine Del 3452
	<b>Other High Court</b>	
1.	<i>Yusuji Hinagata v. State</i> (¶20)	2019 SCC OnLine Bom 2474
<b>B.</b>	<b>Presumption of Guilt- Section 35 &amp; 54</b>	
	<b>Supreme Court</b>	
1.	<i>Gorakh Nath v. State of Punjab</i> (¶¶ 5-8)	(2018) 2 SCC 305
2.	<i>Bhola Singh v. State of Punjab</i> (¶¶ 8, 10, 11)	(2011) 11 SCC 653
3.	<i>Noor Aga v. State of Punjab</i> (¶¶ 31, 81, 84, 85, 116)	(2008) 16 SCC 417
4.	<i>State of Punjab v. Baldev Singh</i> (¶¶ 24-26, 28, 31-33, 57)	(1999) 6 SCC 172
	<b>High Court of Delhi</b>	
1.	<i>Sarwan Kumar v. State</i> (¶¶ 8, 9, 11)	2018 SCC OnLine Del 9790
<b>C.</b>	<b>Examination of Witness</b>	
	<b>Supreme Court</b>	
1.	<i>Vinod Kumar v. State of Punjab</i> (¶¶ 22, 28, 40)	(2015) 3 SCC 220



2.	<i>Sister Mina Lalita Baruwa v. State of Orissa</i> (¶¶ 18, 20, 21, 23, 25, 32)	AIR 2014 SC 782
3.	<i>Natasha Singh v. CBI</i> (¶¶ 7, 10, 14, 19, 20)	(2013) 5 SCC 741
4.	<i>State of Maharashtra v. Praful B. Desai</i> (¶¶ 19, 20, 22, 24)	AIR 2003 SC 2053
<b>D. Constitutional Validity of Section 31A</b>		
<b>High Court</b>		
1.	<i>Indian Harm Reduction Network v. Union of India</i> (¶¶ 8, 16, 31, 40, 41, 51, 59-61, 80, 83, 84, 81, 84, 89)	2012 BomCR (Cri) 121
<b>E. Sentencing</b>		
<b>a) Punitive</b>		
<b>Supreme Court</b>		
1.	<i>Gulam Mohammad Malik v State of Gujarat</i> (¶10)	2017 SCC OnLine SC 413
2.	<i>Soman v State of Kerala</i> (¶¶13-14,26-27)	(2013) 11 SCC 382
<b>Other High Court</b>		
1.	<i>Indian Harm Reduction Network v Union of India</i> (¶¶84-89) (Mandatory death penalty 'read down' and made discretionary under NDPS Amendments, 2014 )	2011 SCC OnLine Bom 715
2.	<i>Mohan Bhanudas Mohite v State of Maharashtra</i> (¶¶4,8-9)	2004 SCC OnLine Bom 280
<b>b) Rehabilitative</b>		
<b>Other High Courts</b>		
1.	<i>Sanjiv Bhatnagar v. State</i> (¶¶11-12)	Criminal Revision Case No. 1278 of 2015 Dated: 27.01.2016 Mad HC
2.	<i>Fardeen Firoze Khan v Union of India</i> (¶¶21-29)	2007 SCC OnLine Bom 110
3.	<i>Shaji v. State of Kerala</i> (¶¶20-21)	2003 SCC OnLine Ker 626
<b>F. Judgement Writing</b>		
<b>Supreme Court</b>		
1.	<i>Prem Kaur v. State of Punjab</i> (¶¶ 14-18, 20, 24-27)	(2013) 14 SCC 653
2.	<i>Yakub Abdul Razak Menon v. State of Maharashtra</i> (¶¶ 60, 79, 83, 86, 89, 98, 854-855, 883.4, 890.3, 910, 911, 1520, 1528-1531, 2000, 2306, 2332, 2457, 2555, 2937, 2995)	(2013) 13 SCC 1
3.	<i>Oma v. State of Tamil Nadu</i> (¶¶ 16, 22, 37-57)	(2013) 3 SCC 440
4.	<i>State of Uttaranchal v. Sunil Kumar Vaish</i> (¶¶ 17-24)	(2011) 8 SCC 670
<b>High Court of Delhi</b>		
1.	<i>Govt. of NCT of Delhi v. Sachin</i> (¶¶ 25, 50-52)	2016 SCC OnLine Del 6479
<b>G. Videography of Search and Seizure</b>		



	<b>Supreme Court</b>	
1.	<i>Shafhi Mohammad v State of H.P.</i> (¶¶1-18,31)	(2018) 2 SCC 801

### G. GENERAL READINGS

S. No.	Title	Author	Source
1.	A Century of International Drug Control	United Nations	<a href="http://www.incb.org/incb/en/a-century-of-international-drug-control.html">http://www.incb.org/incb/en/a-century-of-international-drug-control.html</a>
2.	The Narcotic Drugs and Psychotropic Substances Act - Ignoring Health; Infringing Rights	Lawyer's Collective	<a href="http://www.lawyerscollective.org/files/Fact%20Sheet%20NDPS%20Act%201985.pdf">http://www.lawyerscollective.org/files/Fact%20Sheet%20NDPS%20Act%201985.pdf</a>
3.	History and Development of the Leading International Drug Conventions	Parliament Research Branch, Canada	<a href="http://www.parl.gc.ca/content/sen/committee/371/ille/library/history-e.htm">http://www.parl.gc.ca/content/sen/committee/371/ille/library/history-e.htm</a>
4.	India's Anti-Narcotics Law is in Urgent Need of Rehab	Neha Singhal and Sakshi, <i>The Wire</i>	<a href="http://thewire.in/19907/indias-anti-narcotics-law-is-in-urgent-need-of-rehab/">http://thewire.in/19907/indias-anti-narcotics-law-is-in-urgent-need-of-rehab/</a>
5.	International Drug Trafficking: A Global Problem with a Domestic Solution	Matthew S. Jenner	<a href="http://www.repository.law.indiana.edu/cgi/viewcontent.cgi?article=1465&amp;context=ijgls">http://www.repository.law.indiana.edu/cgi/viewcontent.cgi?article=1465&amp;context=ijgls</a>
6.	Parliament Passes the NDPS Bill, 2014: Many Gains; Some Losses	Lawyer's Collective	<a href="http://www.lawyerscollective.org/updates/parliament-passes-ndps-amendment-bill-2014-gains-losses.html">http://www.lawyerscollective.org/updates/parliament-passes-ndps-amendment-bill-2014-gains-losses.html</a>
7.	Appraisal of the Narcotic Drugs and Psychotropic Substances (Amendment) Act, 2014	Satykam Mohapatra, <i>Asian Journal of Psychiatry</i>	<a href="https://www.asianjournalofpsychiatry.com/article/S1876-2018(15)00041-6/fulltext">https://www.asianjournalofpsychiatry.com/article/S1876-2018(15)00041-6/fulltext</a>
8.	Guidelines for the Control of Narcotics and Psychotropic Substances	Professor Bror Rexed, Dr K. Edmondson and others, <i>World Health Organisation</i>	<a href="http://apps.who.int/iris/bitstream/handle/10665/39299/9241541725_eng.pdf?sequence=1&amp;isAllowed=y">http://apps.who.int/iris/bitstream/handle/10665/39299/9241541725_eng.pdf?sequence=1&amp;isAllowed=y</a>
9.	How Alcoholics Anonymous & Narcotics Anonymous Work	Amy R. Krentzman, Elizabeth A. R. Robinson and others, <i>US PubMed Centre</i>	<a href="https://www.ncbi.nlm.nih.gov/pmc/articles/PMC3140338/">https://www.ncbi.nlm.nih.gov/pmc/articles/PMC3140338/</a>
10.	Narcontrol- A Journal on Narcotics Control Bureau (2015 Issue)	Narcotics Control Bureau	<a href="http://www.narcoticsindia.nic.in/upload/download/document_idd5cec1027063b70c834c16a86bac">http://www.narcoticsindia.nic.in/upload/download/document_idd5cec1027063b70c834c16a86bac</a>



			a424.pdf
11.	National Policy on Narcotic and Psychotropic Substances	Department of Revenue, India	<a href="https://dor.gov.in/sites/default/files/National%20Policy%20on%20NDPS%20published.pdf">https://dor.gov.in/sites/default/files/National%20Policy%20on%20NDPS%20published.pdf</a>
12.	Substance Use and Abuse in India – A Comparative Study with Other Countries	Dr. Sangita Laha, <i>Intl. Journal of Arts, Humanities, and Management Studies</i>	2016 2 (7) International Journal of Arts, Humanities and Management Studies.
13.	The History and Development of the Leading International Drug Control Conventions	Senate Special Committee on Illegal Drugs, <i>Canada</i>	<a href="https://sencanada.ca/content/sen/committee/371/ille/library/history-e.htm">https://sencanada.ca/content/sen/committee/371/ille/library/history-e.htm</a>
14.	The Narcotic Drugs and Psychotropic Substances Act- Ignoring Health, Infringing Rights	Lawyer's Collective	<a href="http://fileserver.idpc.net/library/The-narcotic-drugs-and-psychotropic.pdf">http://fileserver.idpc.net/library/The-narcotic-drugs-and-psychotropic.pdf</a>
15.	Drug Policy in India	Tripti Tandon, Deputy Director, Lawyers Collective	International Drug Policy Consortium, Briefing Paper, Feb 2015
16.	Use of Digital Technology in Addiction Disorders	Mrunal Bandawar, Venkata Lakshmi Narasimha, and Prabhat Chand	Indian J Psychiatry. 2018; 60(Suppl 4) <a href="https://www.ncbi.nlm.nih.gov/pmc/articles/PMC5844168/">https://www.ncbi.nlm.nih.gov/pmc/articles/PMC5844168/</a>

**DISCLAIMER:** All Articles mentioned hereinabove, contain/reflect the views of the concerned authors only.