

NO.F.13 (54)-PD/21 / 3274
GOVERNMENT OF TRIPURA
HOME DEPARTMENT

September, 2021
10th November, 2021

NOTIFICATION

Whereas, the Hon'ble High Court of Tripura by judgment & order dated 04.06.2021 in Crl. Ref. 1/2020(Court on its Own Motion -Vs- The Union of India) has *inter-alia* observed that sub-clause (viiiia) of section 2 of the NDPS Act, 1985 was amended, re-lettered and relocated at the clause (viiiib) of section 2 of the said Act by the Narcotic Drugs & Psychotropic Substances (Amendment) Act, 2014 which came into effect from 01.03.2014

AND

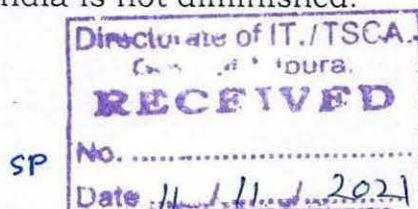
Whereas, the Hon'ble High Court of Tripura by aforesaid judgment & order dated 04.06.2021 has observed that having regard to the re-lettering and emergence of the clause (viiiib) in section 2 of the said Act, no amendment has been carried out in Section -27A of the NDPS Act, 1985

AND

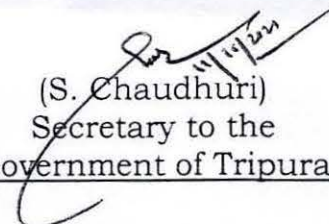
Whereas, the Hon'ble High Court of Tripura by the aforesaid judgment & order dated 04.06.2021 has directed the Ministry of Home Affairs, Government of India to take appropriate steps for amendment of Section - 27A of the NDPS Act, 1985 by substituting 'sub-clauses (i) to (v) of clause (viiiia) of section 2' with 'sub-clauses (i) to (v) of clause (viiiib) of section 2'

AND

Whereas, the Hon'ble High Court of Tripura in the aforesaid judgment & order dated 04.06.2021 has also directed that both the Central Government and the State Government shall publish a notification bringing about the content of this order in short for the public notice so that the requirement of Article -20 of the Constitution of India is not diminished.



Now, therefore, in compliance to the aforesaid judgment & order dated 04.06.2021 in Crl. Ref. 1/2020, it is hereby informed that until appropriate legislative changes are made, in Section-27A of the NDPS Act, 1985, the content 'sub-clauses (i) to (v) of clause (viii) of section 2' in Section - 27A of the NDPS Act, 1985 will be read as 'sub-clauses (i) to (v) of clause (viii) of section 2'.


(S. Chaudhuri)
Secretary to the
Government of Tripura

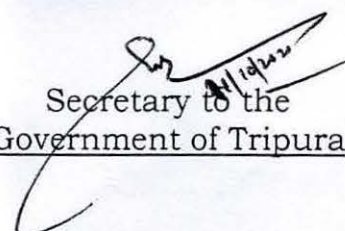
To
The Director General of Police, Tripura for kind information and necessary action.

Copy to:

1. The Register General, High Court of Tripura for kind information.
2. LR & Secretary, Law, Government of Tripura for kind information with a request to circulate the notification in all concerned courts in the State.
3. The Director, ICA for printing the notification in the local newspapers.
- ✓ 4. The Director, IT for uploading the notification in the Tripura State Portal.
5. Ld. Public Prosecutor, High Court of Tripura.
6. The Manager, Tripura Government Press, A.D. Nagar, Agartala for publication in the State Gazette.

Copy forwarded to:

The Under Secretary, Ministry of Home Affairs, IS-II Division, Government of India, Major Dhyani Chand National Stadium, New Delhi-110 001.


Secretary to the
Government of Tripura