

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA, CHANDIGARH**

**CRM-M-22040 of 2014 (O&M)
Date of Decision : 01.04.2015**

Kailash Kaur and othersPetitioners

Vs.

State of Punjab and OthersRespondent

CRM-M-22472 of 2014 (O&M)

Amarjit Kaur and AnotherPetitioners

Vs.

State of Punjab and OthersRespondents

CORAM : HON'BLE MR.JUSTICE R.P.NAGRATH

Present:- Mr.S.S.Rana, Advocate for the petitioners.

Mr.Gazi Mohd., DAG Punjab.

R.P.NAGRATH, J.(Oral)

CRM-M-22040 of 2014 and CRM-M-22472 of 2014 are being disposed of by this common order as common questions of law and fact are involved in both the petitions. The facts are taken from CRM-M-22040 of 2014.

Prayer in the instant petitions filed under Section 482 Code of Criminal Procedure (for short "Cr.P.C.") is for issuance of direction to the respondent No.3 to comply with the provisions of Section 160 of the Cr.P.C., in case the presence of the petitioners is required in connection with any investigation or enuqiry and not to harass the petitioners by compelling them to come to the police station without any reasonable cause or justification.

Fresh affidavit of Manjit Singh, Deputy Superintendent of Police, Sub Division Garhshankar, Distt. Hoshiarpur, has been filed by learned State counsel which is taken on record. Manjit Singh, DSP, is also present in Court.

The Registrar Rules has also filed criminal miscellaneous application that Sh.R.S.Rattan, Oath Commissioner has since died.

Learned State counsel submits as per reply that seven FIRs have been registered against the petitioners out of which FIR mentioned at Sr.No. 1 and 3 against the petitioner No.1 for various offences. He also clarifies on instructions from DSP Manjit Singh that the date of FIR No.40 is 22.03.2004 and not 22.03.2014 as inadvertently mentioned in the affidavit. Learned State counsel further submits that no other FIR is registered against the petitioners and they are not being called to the police station for the time being.

In view of the above, no further indulgence of this Court is required. The instant petition is disposed of as such.

Learned counsel for the petitioner however, submits that various articles belonging to the petitioners were taken away by the police and not handed over to them. For that matter, petitioners would be at liberty to move an application before the concerned Magistrate who would dispose of the same in accordance with law after seeking report from the concerned police station.

(R.P.NAGRATH)
JUDGE

01.04.2015
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