

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**Crl. Writ Petition No. 450 of 2015 (O&M)
Date of decision : 03.07.2015**

Darshan Kaur

..... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MS. JUSTICE ANITA CHAUDHRY

Present: None for the petitioner.

Mr. K.S. Aulakh, AAG Punjab.

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ANITA CHAUDHRY, J.

A complaint was sent through post by petitioner Darshan Kaur alleging therein that on 13.03.2015 at about 6:00 p.m. her son Rasal Singh, who is running a garments shop, was taken away by the police of Police Post Sur Singh along with Rs.48000/- which he was carrying for purchase of garments for his shop. Later her son was shifted to Police Station Sarai Amanat Khan. He was given severe beatings and he was threatened that he would be implicated in some case.

The complaint was taken up on judicial side. Notice of the petition was given to the State of Punjab.

Pursuant to the notice, State of Punjab has filed the reply submitting that the petitioner has concealed material fact. It was mentioned that the son of the petitioner was arrested on 16.03.2015 as he was found in possession of 100 grams of intoxicant powder and FIR No. 39 dated 16.03.2015 was

registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act at Police Station Bhikhiwind, District Tarn Taran. The son of the petitioner is in custody in that case.

It has been averred that the son of the petitioner is a drug peddler. Details of seven other cases registered against the husband and other sons of the petitioner have been given in para No.3 of the reply.

In view of the reply submitted by the State indicating that the son of the petitioner is in custody in an NDPS Act case, nothing survives for adjudication in this petition for habeas corpus. The petition is disposed of with the observations that, if so advised, the petitioner may avail any other remedy permissible under law.

July 03,2015
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(ANITA CHAUDHRY)
JUDGE