

CRM-M-29548 of 2014

DECIDED ON: JANUARY 12, 2016

MOHINDER KAUR

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

- 1. Whether Reporters of local papers may be allowed to see the judgment?***
- 2. To be referred to the Reporters or not?***
- 3. Whether the judgment should be reported in the Digest?***

Present: Mr. Vivek K. Thakur, Advocate
for the petitioner.

Mr. J.S. Sekhon, AAG, Punjab.

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JASPAL SINGH, J (ORAL)

Instant petition has been preferred under Section 482 Cr.P.C. seeking protection to the life and liberty of the petitioner and her family members at the hands of respondents No.5 to 7 as well as for issuance of direction to learned Judicial Magistrate/Chief Judicial Magistrate to enquire into the facts and circumstances under which the detenu was kept in the premises of Police Station Mehatpur, District Jalandhar and to take appropriate action in accordance with law.

2. Upon notice, a reply by way of an affidavit of Mandeep Singh, PPS, Deputy Superintendent of Police, Shahkot, Jalandhar Rural, District Jalandhar has been filed who has refuted all the allegations and has specifically averred that no threat whatsoever given either to the petitioner or her family members.

However, during the course of arguments it has revealed that warrant officer

was appointed who found the dentene in the premises of Police Station Mehatpur, as is evident from the report (Annexure P-2), which is available on file. Earlier writ petition i.e. CRWP No. 1242 of 2014 filed by the petitioner for the release of her son was dismissed as infructuous on August 19, 2014. However, petitioner was granted liberty to seek remedy available to her in accordance with law.

3. Instant petition is disposed of with a direction to petitioner to either approach respondent No.3-Senior Superintendent of Police (Rural), Jalandhar by way of representation or to lodge a regular complaint in Court, if petitioner so desire.

JANUARY 12, 2016
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(JASPAL SINGH)
JUDGE