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

CRWP-1279-2017

Date of decision: 22.11.2017.

MANJIT KAUR

... Petitioner

versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. M.S. Nagra, AAG, Punjab.

HARI PAL VERMA, J. (Oral)

On the basis of representation made by petitioner Manjit Kaur that her husband Jodhvir Singh @ Dholi is in the illegal custody of the police of CIA Staff, Tarn Taran, present petition was registered.

On notice of motion having been issued, the respondent-State of Punjab has filed reply by way of short affidavit of Satpal Singh, PPS, Deputy Superintendent of Police, Sub Division Goindwal Sahib, District Tarn Taran. The same is taken on record.

On the basis of reply, learned State counsel states that an FIR No.221 dated 21.10.2017 under Section 21 of NDPS Act, Police Station Sadar Tarn Taran, District Tarn Taran, was registered against Rashpal Singh son of Arjan Singh. During interrogation, the accused Rashpal Singh made a confessional statement before the police on 22.10.2017 that he alongwith Baljinder Singh @ Deputy resident of

resident of Malmohri, had looted the money from the Jamarai bank and the said amount was distributed. The accused Rashpal Singh further confessed that he used to bring heroin from Jodhvir Singh @ Dholi son of Baljinder Singh, resident of Havelian, District Tarn Taran. Jodhvir Singh @ Dholi is the husband of the present petitioner Manjit Kaur. Reply further suggests that there are other cases registered against Jodhvir Singh @ Dholi. The detail of the cases registered against him (Jodhvir Singh @ Dholi) as mentioned in para 5 of the reply reads as under:-

“(i) FIR No.26/2010 dated 26.09.2010, u/s 21/ 25/ 29/61/85 NDPS Act, P.S. S/SOC Amritsar registered against Jodhvir Singh @ Dhol S/o Late Balwinder Singh r/o Havelian, Tehsil & District Tarn Taran wherein the accused stands acquitted vide judgment & order dated 10.11.2014.

(ii) FIR No.44/2013 dated 03.04.2013 u/s 411/ 414/489ABC IPC, 15/18/21/22/61/85 NDPS Act, 25 Arms Act, 3/4 TD Act, P.S. Sarhali, District Tarn Taran registered against Jodhvir Singh @ Dhol S/o Late Balwinder Singh r/o Havelian, Tehsil & District Tarn Taran which is still under investigation.

(iii) FIR No.74/2014 dated 13.06.2014 u/s 21/61/85 NDPS Act, P.S. Sarai Amanat Khan, District Tarn Taran registered against Jodhvir Singh @ Dhol S/o Late Balwinder Singh r/o Havelian, Tehsil & District Tarn Taran wherein 100 Grams Heroin was recovered.

(iv) FIR No.47/2015 dated 14.08.2015 u/s 411/ 414/ 489ABC IPC, 15/18/21/22/61/85 NDPS Act, 14-F

Act, 3/34/20 IPC, P.S. Sarai Amanat Khan, District Tarn Taran registered against Jodhvir Singh @ Dhol S/o Late Balwinder Singh r/o Havelian, Tehsil & District Tarn Taran which is still under investigation.”

In view of the reply and noticing the fact that Jodhvir Singh @ Dholi has been named by the accused and there are other cases against him, present petition is dismissed.

(HARI PAL VERMA)
JUDGE

22.11.2017
sanjeev

Whether speaking/reasoned? Yes/No
Whether reportable? Yes/No