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CRM-M-844-2018 (O&M)

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

CRM-M-844-2018 (O&M)

Date of Decision: 17th January, 2018

Sukhwinder Kaur

...Petitioner

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. B.S. Bhalla, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

CRM-1338-2018

Prayer in this application is for placing on record the amended memo of parties.

For the reasons mentioned in the application, the same is allowed. Shri Jangjit Singh, Station House Officer, Police Station Bagha Purana, District Moga, is impleaded as respondent No.3. Amended memo of parties is taken on record. Registry is directed to place the same at appropriate stage of the case.

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It is the contention of the learned counsel for the petitioner that the petitioner alongwith her family members are being harassed and pressurized by Shri Jangjit Singh, Station House Officer, Police Station

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Bagha Purana, District Moga-respondent No.3 because of the reason that a representation/request was sent by the petitioner to the Senior Superintendent of Police, Moga, on 30.11.2017 (Annexure P-3) against him. He contends that time and again, petitioner as also her other family members are being called to the police station by respondent No.3. She has also referred to the dates as 14.12.2017, 19.12.2017 and 27.12.2017 when she was called and sit in the police station throughout the day and in the evening. Respondent No.3 started pressurizing to withdraw the representation/request made to the Senior Superintendent of Police, Moga, against him. Threat was also given to her that she would be involved in a false case. Counsel contends that the petitioner and her husband Sukhdev Singh are not, in any manner, involved in FIR No.198 dated 23.09.2017, under Sections 15/61/85 of NDPS Act, registered at Police Station Bagha Purana, District Moga (Annexure P-1). He further states that neither the petitioner nor her husband is the owner of the truck bearing No.PB-29-X-2958, in which, waste paper and poppy husk were recovered. He contends that the driver of the truck was Subeg Singh, who is the owner of the truck as well. Counsel, thus, contends that the petitioner be granted protection of life and liberty at the hands of respondent No.3.

Having considered the submissions made by the counsel for the petitioner and gone through the records of the case, this Court is of the opinion that respondent No.3, if requires the presence of the petitioner or any member of her family for the purpose of investigation, shall give appropriate notice under Section 160 of the Code of Criminal Procedure.

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The allegations and the assertions of the petitioner would be taken into consideration by respondents No.2 and 3.

The present petition is disposed of with above observations.

17th January, 2018
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No