

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-21498-2019 (O&M)
Date of Decision:- 10.5.2019

Harwinder Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. A.S.Khosa, Advocate, for the petitioner.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking issuance of direction to respondents No.1 to 3 not to harass and torture the petitioner.
2. Learned counsel for the petitioner has submitted that one FIR No.45, dated 25.4.2019 has been registered against one Balbir Singh and Naib Singh for offence under Section 21 of NDPS Act and that in the said case Naib Singh is yet to be arrested and since said Naib Singh happens to be friend of the petitioner, the police is unnecessarily harassing him and pressurising him to produce said Naib Singh.
3. Having heard the learned counsel for the petitioner and without commenting anything as regards the involvement of anybody in the aforesaid FIR, the petition is disposed of with a direction to

respondents No.2 and 3 to ensure that in case the petitioner is required to be associated with any inquiry in respect of the aforesaid FIR or any information is to be elicited from him, then a prior notice in terms of Section 160 Cr.P.C. be afforded to him. It is however made clear that the aforesaid order shall not be taken to be an expression in any manner as regards involvement of any person with the case registered vide FIR No.45, dated 25.4.2019, registered at Police Station Tappa Mandi, District Barnala, under Section 21 NDPS Act.

4. A copy of this order along with copy of representation Annexure P-2 be sent to respondents No.2 and 3 so as to enable them to do the needful expeditiously.

May 10, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No