

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

CRWP-697-2019

Date of decision-02.11.2019

Manpreet Kaur

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Kirat Singh Sidhu, DAG, Punjab.

MANOJ BAJAJ, J.

Undated complaint was sent by the petitioner wherein it was mentioned that the husband of the petitioner was forcibly taken away by Police officials on 30.07.2019. The said complaint was treated as a criminal writ petition.

On 16.08.2019, notice of motion was issued. A short reply by way of affidavit of Saurav Jindal, PPS, Deputy Superintendent of Police, City-II, Patiala on behalf of State-respondent No.1 has been filed wherein it is mentioned that 40 boxes of illicit liquor were recovered from car bearing No.DL-3CBP-5799 belonging to one Vishal Mittal. He was arrested at the spot, however, Amrik Singh, husband of the petitioner, managed to escape from the spot. A case FIR No.147 dated 13.07.2019 under Sections 61, 1 and 14 of Excise Act was registered against Vishal Mittal and Amrik Singh (petitioner's husband) at Police Station Tripuri Patiala and later on offence under Section 427 IPC and Section 3 of Prevention of Damages of Public

Property Act, 1984 were added.

It has been further averred that Amrik Singh applied for grant of anticipatory bail before learned District and Sessions Judge, Patiala whereby interim bail was granted to him with a direction to join the investigation, however, he did not join the investigation and his anticipatory bail was dismissed as withdrawn vide order dated 13.08.2019. Thereafter, on 27.08.2019, Police arrested the petitioner's husband in FIR No.147 dated 13.07.2019.

Besides above, it is highlighted that petitioner's husband is involved in three other cases as contained in the reply submitted by the State.

In view of the above, no ground is made out to exercise the writ jurisdiction under Article 226 of Constitution of India.

Dismissed.

(MANOJ BAJAJ)
JUDGE

02.11.2019

vanita

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