

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

Sr. No.109

CRM-M-50666-2019

DECIDED ON: November 28, 2019

SHINDA SINGH AND ANOTHER

..PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Digvijay Nagpal, Advocate, for the petitioners.

SUDHIR MITTAL, J. (ORAL)

An FIR No.173 dated 08.11.2019 has been registered at Police Station Sadar Malout, District Muktsar Sahib under Section 15 of NDPS Act, 1985 against unknown persons. The said FIR was registered as 55 Kgs. of poppy husk was recovered from a public place.

Learned counsel for the petitioners submits that the police is intending to falsely implicate the petitioners in the said FIR as there are other cases registered against them under the NDPS Act, 1985. Their house has been raided on 12.11.2019. A representation dated 15.11.2019 (Annexure P-2) has also been submitted to respondent No.2 (Annexure P-2) in this regard.

Notice of motion to respondents.

Mr. Amandeep Singh Gill, Sr. DAG, Punjab, accepts the notice on behalf of the State-respondents. Let three copies of the paper book be supplied to him during the course of the day.

Considering the nature of the order being passed there is no need to seek a response from the respondents.

The petition is disposed of with a direction to respondent No.2 to consider the representation dated 15.11.2019 (Annexure P-2) and in case the presence of the petitioners is required for conducting investigation in the aforementioned FIR, their presence be sought after issuance of notice under Section 160 Cr.P.C.

November 28, 2019
Ankur

(SUDHIR MITTAL)
JUDGE

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