

CRWP-6604-2020

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.106

CRWP-6604-2020

Date of Decision: 11.09.2020

JARMANJEET SINGH

....Petitioner

VS

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present: Mr.Amit Arora, Advocate,
for the petitioner.

ARCHANA PURI, J. (ORAL)

The matter has been taken up through video conferencing in the light of the pandemic Covid-19 situation.

The present petition has been filed by the petitioner for issuance of necessary direction to respondents No.1 to 4 to extend protection to him, as he apprehends threat to his life and personal liberty at the instance of respondents No.5 and 6. Further also, he seeks issuance of direction to respondents No.2 and 3 to take necessary steps to redress his grievance on the representation dated 13.08.2020, which is placed on record as Annexure P-2.

Notice of motion.

Mr. P.S. Walia, Assistant Advocate General, Punjab, accepts

notice on behalf of the respondents and submits that the present

petitioner had been nominated as accused in FIR No.176 dated

19.11.2019 under Section 21 of Narcotic Drugs and Psychotropic Substances Act and Section 25 of the Arms Act, Police Station City Batala. He has further submitted that he was nominated as accused on 22.11.2019 and he joined the investigation on 21.07.2020. Raid was once conducted at the house of the petitioner qua the aforesaid FIR and in this raid, the local police of Tarn Taran had been associated. Besides the same, there is no other case against the petitioner.

Perusal of Annexure P-1 reveals that the petitioner had filed bail application under Section 438 Cr.P.C., which was decided by the Court of learned Additional Sessions Judge, Tarn Taran, on 18.07.2020, on the basis of the statement made by ASI Rajpal Singh that no FIR or enquiry is pending against the petitioner as per the police record. However, it was in pursuance of dismissal of the said application that the petitioner had joined the investigation of the case bearing FIR No.176 dated 19.11.2019 under Section 21 of Narcotic Drugs and Psychotropic Substances Act and Section 25 of the Arms Act, Police Station City Batala. This FIR is the separate FIR and not concerned with Tarn Taran District. Also, it is stated that there is no case at present, pending against the petitioner in Tarn Taran District.

Perusal of the record also reveals that there is representation dated 13.08.2020 addressed to Senior Superintendent of Police, Tarn Taran, which is pending adjudication. No action is stated to have been taken on the said representation.

In view of the aforesaid assertions, the present petition is disposed of with the direction to respondents No.3 and 4 to look into

is placed on record as Annexure P-2, and to redress the grievance of the petitioner, in accordance with law, while considering the contents of the said representation aforesaid, within a period of four weeks.

However, these observations are circumscribed only for the purposes of disposal of the present petition and shall have no bearing on the civil or criminal proceedings initiated against the petitioner.

Accordingly, the petition stands disposed of.

(ARCHANA PURI)
JUDGE

11.09.2020
himanshu

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