

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

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CRM-M-36444 of 2020

Date of decision:9.11.2020

Paramjeet Kaur and others

... Petitioners

versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.C.M.Munjal, Advocate,
for the petitioners

...

AMOL RATTAN SINGH, J. (Oral)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the Covid-19 pandemic.

CRM-M-34499 of 2020 having been withdrawn on 30.10.2020, seeking the same relief, with liberty to file a fresh petition with better particulars, the present petition has come to be filed, by which the petitioners seek issuance of a direction to respondents no.1 to 3 to not harass and humiliate them, with (allegedly) unnecessary raids being conducted repeatedly in order to implicate them in a false case.

A further direction is sought that the petitioners be not called by respondent no.3 except by adopting the proper procedure prescribed under Section 160 of the Cr.P.C.

Notice of motion.

Mr.Harbir Sandhu, learned AAG, Punjab, accepts notice at the asking of the court, with him in any case having received instructions in

advance from the person incharge of the CIA Staff at Ferozepur.

He submits that as per his written instructions, no raid was ever conducted by the CIA Staff at Ferozepur in the houses of the petitioners.

Mr.Munjal, learned counsel for the petitioners, submits that though the petitioners have no video recording so far of any such raid conducted, however, the Sarpanch and the Lambardar of the village have also testified to that effect and presently the petitioners would be satisfied if this petition is disposed of with a direction to the SSP, Ferozepur, to ensure that no raids etc. are conducted at their houses without following due procedure of law.

That being so, this petition is accordingly disposed of with a direction to the SSP, Ferozepur, to ensure that if any raids etc. are to be conducted at the houses of the petitioners, it would be by following due procedure of law and in case any complaint in future is received with regard to non-compliance of proper procedure, naturally this court would not hesitate in going deeper into the matter and directing action against any police officers/officials acting in an illegal manner.

It is of course made absolutely clear that the aforesaid observation will not be construed to be one by which this court has made any observation on whether the petitioners are guilty of the commission of any offence, or otherwise.

9.11.2020
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No