

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

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**CRWP-2377-2021 (O&M)
Decided on : 20.09.2021**

Manjit Kaur

. . . Petitioner

Versus

State of Punjab and others

. . . Respondents

**CORAM: HON'BLE MR. JUSTICE VIKAS BAHL
(Through Video Conferencing)**

PRESENT: None for the petitioner.

Mr. Amandeep Singh Gill, DAG, Punjab.

VIKAS BAHL, J. (Oral)

The present Criminal Writ Petition under Articles 226/227 of the Constitution of India for issuance of writ in the nature of mandamus for directing for protection of life and liberty of petitioner and her family members at the hands of respondent Nos. 3 to 5.

It is the case of the petitioner that she is the resident of village Lakhpur and her husband is settled in France since 2004 and till date, neither there is any complaint nor any FIR against the petitioner in any police station. It is stated by the petitioner that respondent Nos. 4 and 5 along with other police officials raided her house on 25.02.2021 and then again on 27.02.2021, thus the representation (Annexure P-2) was given by the petitioner to the S.S.P., SBS Nagar, requesting to take action against respondent Nos. 3 to 5 who were stated to be police officials.

Learned State counsel has referred to the detailed reply by way of affidavit of the D.S.P., Sub Division Banga, District SBS Nagar

(Annexure-A) and has stated that the present petition has been filed on absolutely false and incorrect facts and there is active concealment made in the same. It has been submitted that the fact that there is no complaint or FIR against the petitioner in any police station is incorrect inasmuch as there were 3 cases against the petitioner under the NDPS Act and out of the said 3 cases, in 2 cases the petitioner has been convicted. The details of the said conviction have been given in para 7 of the reply.

It is further submitted that there is no police station in the jurisdiction of District SBS Nagar by the name of Police Station Banga in which respondent Nos. 3 to 5 have been alleged to be posted by the petitioner and in fact, there are two police stations within the jurisdiction of District SBS Nagar which end with the word Banga i.e. Police Station Sadar Banga and Police Station City Banga and that no police officials in the name of SHO Manjit Singh, ASI Pankaj Kumar and ASI Harjinder Singh who are respondent Nos. 3 to 5 were posted either in Police Station City Banga or Police Station Sadar Banga on the alleged date of occurrences i.e. 25.02.2021 and 27.02.2021. Even on the representation dated 01.03.2021 (Annexure P-2), the D.S.P. (D), SBS Nagar had conducted inquiry and before the Inquiry Officer, the petitioner had changed her version and stated that the representation may be filed as she wants to approach SSP, Jalandhar.

Keeping in view the aforesaid facts and circumstances, moreso the fact that the petitioner has falsely stated that there was no

complaint or FIR against the petitioner whereas the petitioner was involved in 3 other cases out of which in two cases, she has been convicted and even the details with respect to respondents has not been properly given, this Court finds no merits in the present petition and the same is accordingly dismissed.

(VIKAS BAHL)
JUDGE

20.09.2021

Mehak

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No