

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

-.-

CWP No. 7728 of 2021
Date of decision: 06.04.2021

Amandeep Kaur Sahota and another*Petitioners*

Versus

State of Punjab and others*Respondents*

Coram: Hon'ble Mr. Justice Rajbir Sehrawat

-.-

In virtual Court

Present: Ms Baljeet Kaur, Advocate
for the petitioners

-.-

Rajbir Sehrawat, J. (Oral)

Through the instant writ petition, the petitioners seek indulgence for issuance of a writ in the nature of mandamus directing the respondents to allow them to see prisoner Balwinder Singh son of Teja Singh, who is confined in jail qua FIR No. 124 dated 27.08.2012 and FIR No. 3 dated 09.01.2012.

Notice of motion.

Mr. Ayush Sarna, Assistant Advocate General, Punjab accepts notice.

It is pointed by counsel for the State and it is obvious from the record that petitioner No. 1, who has no locus standi qua the matter of imprisonment of prisoner Balwinder Singh son of Teja Singh, earlier had also filed Criminal Writ Petition No. 2072 of 2021, in which, it was alleged

by her that the said prisoner was being kept in inhumane conditions and further, he was tortured by the Jail persons, as a result of which, the said prisoner suffered injuries, including the anal injury. This Court had ordered the medical examination of the said prisoner. During the medical examination by a team of doctors, no such injury, as alleged by petitioner No. 1, was found on the body of the prisoner. Consequently, the said writ petition was dismissed by this Court vide order dated 04.03.2021.

Despite that, the present petition has been preferred by petitioner No. 1, who claims to be a social worker and running a NGO namely A.S.Kranti. In the present petition too, the similar allegations have been repeated qua inhumane treatment and torture to the said prisoner. Besides, there are certain allegations levelled against the Deputy Superintendent of Police (Jail) that he is forcing the prisoner to sell mobile phones and drugs inside the jail.

Learned State Counsel has submitted that the said prisoner was facing 14 FIRs for the offence committed out side the jail and 2 FIRs for the offence committed in side the Jail. He was also found to be in possession of mobile phone inside the jail, which the authorities did not permit. Resultantly, he is raising wild allegations against the jail staff. Otherwise, the said prisoner is being treated strictly as per Jail Manual and at par with that of other inmates of the jail, in accordance with law. It is also contended that due to *Covid-19* situation, meeting of the outsiders with the jail inmates have been restricted by the Jail Department under the specific instructions, issued by the Government, in this regard and all the inmates are treated alike under the said instructions.

In view of the above, this Court does not find any substance in the present writ petition; sufficient to proceed with further in the matter.

Accordingly, finding no merit in the present petition, the same is dismissed.

(Rajbir Sehrawat)
Judge

06.04.2021
Mohan Bimbura

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