

**CRM-M nos.38446; 42398 and
44874 of 2021**

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

201/3

**CRM-M-38446 of 2021
Date of Decision:17.12.2021**

Pardeep Kumar and another

..... Petitioners

Versus

State of Haryana

..... Respondent

2)

CRM-M-42398 of 2021

Twinkle Chawla

..... Petitioner

Versus

State of Haryana

..... Respondent

3)

CRM-M-44874 of 2021

Gurlal Chahal

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

**Present: Mr. Ashok Giri, Advocate,
for the petitioners**

Mr. Neeraj Poswal, AAG, Haryana

AMOL RATTAN SINGH, J. (ORAL)

Case heard via video conferencing.

CRM-M-38446 of 2021

On 10.11.2021 the following order had been passed by this court:-

“Learned State counsel points to the paragraph 2 of the

preliminary submissions contained in the affidavit filed by the DSP, Headquarters, Karnal, which states to the effect that though as per inquiry it was found that petitioner no.2 has two mobile SIM numbers allotted in her name, she denied the same and did not hand over the mobile phones after she and petitioner no.1, i.e. her husband, joined investigation.

Learned counsel for the petitioners submits that petitioner no.2 is a simple housewife and the said two mobile numbers are pre-paid numbers which are possibly being used by her children.

As to why the mobile phones could not be handed over earlier is still not understood but since learned counsel for the petitioners has undertaken that the said mobile phones would be handed over immediately to the investigating officer, hearing in the matter is adjourned to 22.11.2021.

The petitioners would hand over the mobile phone containing the SIM numbers as are mentioned in paragraph 2 of the said affidavit, within 5 days to the investigating officer, failing which the interim order would be vacated on the next date of hearing itself.

Interim order to continue till then only and specifically.

To be heard alongwith CRM-M-44874-2021.

CRM-M-42398-2021 be also listed alongwith on 22.11.2021 itself.”

Today, learned State counsel submits that, as per his instructions from SI Virender, the petitioners have not handed over the two mobile phones referred to in that order.

However, learned counsel for the petitioners submits that in fact the said mobile phones were handed over to the investigating officer in the presence of the learned Ilqa Magistrate on 17.11.2021.

Adjourned to 10.01.2022.

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The learned Ilaqa Magistrate, Karnal, would send a report to this court as to whether any such mobile phones were handed over by the petitioners or not.

In the meanwhile, a gazetted officer would also file an affidavit to that effect.

Interim order to continue till that date only and specifically.

CRM-M-44874 of 2021

The reply on behalf of the respondent State, dated 18.11.2021, is ordered to be taken on record, a copy of which be given to learned counsel for the petitioner.

Adjourned to 10.01.2022.

Interim order to continue till that date only and specifically.

CRM-M-42398 of 2021

Learned State counsel, on the instructions from SI Virender, submits that as regards the petitioner in this petition (Twinkle Chawla), she having got recovered all that was required to be recovered from her, her custodial interrogation is presently not required

That being so, without making any comment on the actual merits of the case, the petition is allowed, with the order dated 08.10.2021 made absolute on the same terms and conditions.

A copy of this order be also placed on the file of the other connected matters too.

December 17, 2021
dinesh

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No