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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.8111 of 2022 (O&M)

Date of decision: 28.04.2022

Balwant Kaur

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. G.S. Bajwa, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for issuance of direction to the official respondents to conduct fair and proper investigation in FIR No.0023 dated 11.02.2022 registered under Section 21(b) of the NDPS Act at Police Station Sultanpur Lodhi, District Kapurthala, in which the son of the petitioner namely Jaswant Singh is an accused and it is stated that he has been falsely implicated in the said case.

Reply by way of affidavit of the Deputy Superintendent of Police, Sub-Division Sultanpur Lodhi, is on record and as per the reply, 50 gms of Heroin along with Rs.68,500/- as drug money, were effected from the son of the petitioner by following a proper procedure and thereafter, FIR No.23 was registered. It is further stated that the following cases are registered against Jaswant Singh:-

1. *FIR No.5 dated 05.01.2020 under Sections 307, 186, 353, 332, 224, 225, 427, 148, 149 IPC at Police Station Sultanpur Lodhi.*

2. *FIR No.64 dated 02.09.2017 under Sections 21/29/61/85 of the NDPS Act, Police Station Special Cell, New Delhi (for recovery of 05 Kgs Heroin)*

Similarly, the following cases are registered against the husband of the petitioner:-

1. *FIR No.2 dated 05.03.2016 registered under Section 15/61/85 of the NDPS Act Police Station Sadar Kapurthala.*

2. *FIR No.254 dated 03.09.2017 under Sections 22/61/85 of the NDPS Act, Police Station Sultanpur Lodhi (for recovery of 110 gms of intoxicant powder)*

3. *FIR No.96 dated 23.05.2017 under Sections 22/61/85 of the NDPS Act, Police Station Maqsudan, District Jalandhar (for recovery of 90 gms of intoxicant powder)*

Further, the details of the cases registered against the another son of the petitioner namely Avtar Singh, is as follows:-

1. *FIR No.65 dated 30.04.2012 under Sections 15/61/85 of the NDPS Act, Police Station Goindwal Sahib.*

2. *FIR No.123 dated 22.06.2014 under Sections 22/25/61/85 of the NDPS Act and 61/1/14 of the Excise Act, Police Station Sultanpur Lodhi.*

3. *FIR No.72 dated 14.05.2014 under Section 61/1/14 of the Excise Act, Police Station Sultanpur Lodhi.*

4. *FIR No.104 dated 01.06.2020 under Sections 21/61/85 of the NDPS Act Police Station Lohian (for recovery of 50 gms of intoxicant powder and 70 bottles of Alcohol)*

5. *FIR No.179 dated 07.08.2019 under Sections 376, 363, 366-A, 120-B IPC and 4 of the POCSO Act, Police Station Sultanpur Lodhi.*

In view of the above, no further action is called for.

The petition is dismissed, accordingly.

(ARVIND SINGH SANGWAN)
JUDGE

28.04.2022

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Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No