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

CRWP-5016-2022

Date of decision : 26.05.2022

Sona

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Arshdeep Singh Brar, Advocate for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

The present Criminal Writ Petition has been filed under Article 226 of the Constitution of India for protection of life and liberty of the petitioner at the hands of respondent No.8.

The petitioner had earlier filed CRWP-4932-2021, which was withdrawn on 03.06.2021 by the petitioner. Relevant order dated 03.06.2021 passed by the Coordinate Bench of this Court in CRWP-4932-2021 is reproduced hereinbelow:-

“Learned counsel for the petitioner submits that he be permitted to withdraw the petition so as to enable the petitioner to move the respondent-authorities qua her grievances in the first instance.

Dismissed as withdrawn with the liberty prayed for.

This Court is sanguine that if any such representation

is made, the same shall be considered and dealt with by the respondent-authorities in accordance with law.

03.06.2021

| Sd/- (Arun Palli)
Judge”

A perusal of the above order would show that the Coordinate Bench of this Court was not inclined to interfere in the matter and had permitted the petitioner to withdraw the petition with liberty to approach the respondent-authorities qua her grievances.

The present Criminal Writ Petition has been filed after a period of more than 10 months from the passing of the said order and no representation has been annexed alongwith the present petition. A perusal of the averments made in the petition would show that the petitioner herself is an accused in two FIRs i.e. FIR No.40 dated 24.02.2022 u/s 21, 29 NDPS Act PS City South Moga and FIR No.104 dated 25.05.2021 u/s 21 NDPS Act, 1985 PS City South Moga. The fact that no petition challenging the said FIRs has been filed till date has not been disputed by the learned counsel for the petitioner. Further perusal of the petition would show that it has been stated that even husband of the petitioner is involved in NDPS cases and he is still in custody. Since, the petitioner and her husband are involved in criminal cases, which till date, have not been quashed/set aside, thus, the present petition being meritless deserves to be dismissed.

In view of the same, the present Criminal Writ Petition is dismissed.

26.05.2022

Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:-Yes/No

Whether reportable:- Yes/No