

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

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CRM-M-31443-2022

Date of Decision : **July 21, 2022**

RAJDEEP SINGH AND ANR

.....Petitioners

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present : Mr. Harmanpreet Singh, Advocate
for the petitioners.

JASGURPREET SINGH PURI. J. (Oral)

The learned counsel for the petitioners has submitted that the present petition has been filed under Section 482 Cr.P.C. for seeking directions to the respondents who are the police officials to not to harass the petitioners and their family members only on the ground that the brother of petitioner No.1 and son of petitioner No.2 has been nominated in a FIR No.110 dated 10.7.2022 under Sections 306, 420, 468 IPC, registered at Police Station Majitha, District Amritsar Rural. He submitted that the petitioners are neither the accused in the FIR nor they have got any role whatsoever in the offence, if any, which is attributable to Mandeep Singh who is son of petitioner No.2 (aged 79 years) and brother of petitioner No.1 and the aforesaid Mandeep Singh is also residing at a different house since long and the police is constantly threatening and raiding the house of the petitioners and is harassing them. He further submitted that the police can only seek assistance of the petitioners by adopting proper procedure prescribed under the Code of

Criminal Procedure and cannot straightway raid the house of the petitioners and, therefore, it is a case of total high handedness of the police officials and has prayed for protection in this regard.

Mr. Davinder Bir Singh, learned DAG, Punjab submitted that he has received an advance copy of the present petition and he has also sought instructions from ASI Harjinder Singh, who is also present in the Court. He submitted that the police has not raided the house of the petitioners and they are also not harassing the petitioners. He further submitted on instructions that the police will not harass the petitioners and in case any information or assistance from the petitioners is required then the police will adopt the procedure as prescribed under the Cr.P.C. and also will follow the guidelines issued by the Hon'ble Supreme Court in **Arnesh Kumar Vs. State of Bihar, 2014(3) SCC (Crl.) 449**.

The learned counsel for the petitioners has submitted that in view of the stand taken by the learned State counsel on instructions from the Officer present in the Court, he does not wish to press the present petition at this stage and prays for the withdrawal of the same at this stage.

Disposed of as withdrawn at this stage.

(JASGURPREET SINGH PURI)
JUDGE

July 21, 2022

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Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No