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

CRM-M-43390-2021

Date of decision : 25.04.2022

Sima Rani and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Ms. Navpreet Kaur Dhaliwal, Advocate for
Mr. G.S. Nahel, Advocate for the petitioners.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is a petition filed under Section 482 of Cr.P.C. for issuance of appropriate directions to respondent No.4 not to harass and humiliate the petitioners unnecessarily and illegally.

Learned counsel for the petitioners has submitted that with respect to the abovesaid prayer, representation dated 23.09.2021 (Annexure P-2) was submitted by the petitioners to respondent Nos.2 and 3 and in the said representation, it had been stated that the family members of the petitioners are involved in FIR No.109 dated 25.07.2021 registered at Police Station STF and the petitioners are not accused in the said case but the police officials were raiding their house and were calling them to Police Station without issuing any prior notice under Section 160 of Cr.P.C.

On 08.02.2022, learned counsel for the State had sought an adjournment to file status report.

Today, learned counsel for the State has highlighted the fact that status report/reply on behalf of respondent Nos.1 to 3 has been filed by way of affidavit of Ajay Kumar, PPS, DSP STF Unit Ludhiana and as per the said status report/reply, it has been stated that the police had never raided the house of the petitioners and no date has been mentioned in the representation indicating as to when the said police had raided the house of the petitioners. It is further stated that the petitioners are not required for the purpose of any investigation.

Keeping in view the abovesaid facts and circumstances, moreso, the facts that the petitioners are not accused in the FIR and as per the status report/reply, the petitioners are not required for the purpose of investigation, the present petition is disposed of with direction to the official respondents to issue written notice under Section 160 of Cr.P.C. to the petitioners, in case, they are required with respect to the investigation/enquiry in FIR No.109 dated 25.07.2021.

Nothing stated above shall be construed as an expression of opinion on the merits of the case.

It is made clear that in case, there is FIR registered against the petitioners, then the present order would not ensue any benefit to the petitioners.

25.04.2022*Pawan***(VIKAS BAHL)
JUDGE****Whether speaking/reasoned:-****Yes/No****Whether reportable:-****Yes/No**