

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

215

CRWP-3424-2023

Date of Decision: 18.05.2023

Jaswinder Kaur and others

...Petitioner(s)

Vs.

State of Punjab and others

...Respondent(s)

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Ms. Rameet Bakshi, Advocate for the petitioners No. 1 and 3.
Mr. Abnash Singh, Advocate for petitioner No. 2.
Mr. M.S. Bajwa, DAG, Punjab.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioners have filed the present petition under Article 226 of the Constitution of India for issuance of appropriate directions to respondents No. 1 to 3 to protect their lives and liberty as they are facing serious threats at the hands of respondents No. 5 to 7 and their associates.

2. Upon notice, a status report has been filed by way of an affidavit of the Deputy Superintendent of Police, (Kharar-I), District SAS Nagar on behalf of respondents No. 1 to 3. Learned State counsel submits that one FIR No. 36 dated 21.02.2023 under Sections 304, 341, 427, 323, 148 and 149 IPC (Section 25 of Arms Act added later on) was registered at Police Station Sadar Kharar, District SAS Nagar against Sagar Nahar, Parminder Singh, Kulbir Sarao, Prince and five unknown persons on the basis of the statement made by Charanjit Singh. During the course of investigation of the said FIR No. 36, Jashanpreet Singh son of petitioners No. 1 and 2 and brother of petitioner No. 3 was nominated as an accused and

the special reports were prepared and sent to the learned Magistrate and senior officers, in this regard. Thereafter, Jashanpreet Singh, accused applied for anticipatory bail before the Court of learned Sessions Judge, SAS Nagar and vide order dated 15.04.2023, his bail application was ordered to be dismissed by the learned Court. Learned State counsel further contends that all sincere efforts were made to arrest Jashanpreet Singh and his accomplices and to take the investigation to its logical conclusion. He further contends that during the process of investigation, on 03.04.2023, respondents no. 6 and 7 alongwith the police party conducted the raid at the house of the petitioners and other co-accused in the above FIR. However, Jashanpreet Singh was not found at home. Learned State counsel further submits that all the petitioners are not required for the purpose of investigation at this stage and, in case, any incriminating evidence is found against any of the petitioners, appropriate action shall be taken by strictly following the due process of law. He further contends that the petitioners will not be harassed in any manner. In case, the presence of any of the petitioners is required during the course of investigation; proper notice, as per requirement of law, shall be issued to them.

3. In view of the statement made by the learned State counsel, no further directions are required and the petition is, accordingly, disposed off.

18.05.2023

amit rana

(N.S.SHEKHAWAT)**JUDGE**

Whether reasoned/speaking	:	Yes/No
Whether reportable	:	Yes/No