

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

**CRM-M No.42372 of 2023 (O&M)
Date of Decision: 17.10.2023**

Sukhwinder Kaur

.....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Nitish, Advocate
for Mr. T.S. Sidhu, Advocate
for the petitioner.

Mr. Tarun Aggarwal, Sr. D.A.G., Punjab.

PANKAJ JAIN, J. (ORAL)

Petition herein *inter alia* is for issuance of directions to official respondent No.2 to take appropriate action upon representation dated 26.07.2023 (Annexure P-2) moved by petitioner against respondents No.5 to 7.

2. Status report filed by way of affidavit of Achhru Ram Sharma, PPS, Deputy Superintendent of Police, Sub Division, Fazilka is taken on record. Copy has been supplied. The iterative stand of the State as taken in the aforesaid status report is as under:-

“6. That it is respectfully submitted that after carrying out in-depth probe into the matter following points have come to the fore:

a) It has been transpired that petitioner in indulging in drug trade and following FIRs are already registered against her, detail of which is as under:

Sr.No.	No. of FIR, u/s, Police Station	Recovery	Decision in the FIR
1.	FIR No.162 Dated 18-11-2014 Section 18/21/22/61/85 of NDPS Act Police Station City Jalalabad	5 Grams of Heroin	Hon'ble Court of Sh.Kapil Dev Singla SDJM/JBD convicted the accused Sukhwinder Kaur to undergo imprisonment and to pay Rs.5000/- as fine.
2.	FIR No.124 Dated 8-6-2014 Half 21/61/85 of NDPS Act, Thana Sadar, Jalalabad	15 Grams of Heroin	Accused Sukhwinder Kaur was convicted to undergo imprisonment and to pay Rs.5000/- as fine by Hon'ble Court of Jatinder Walia, Judge, Special Court Fazilka.
3.	FIR No.16 Dated 19-5-2021 A/D 21/61/85 of NDPS Act, Police Station City Jalalabad	100 Grams of Heroin	Under Trial before Hon'ble Court of Additional Sessions Judge, Fazilka

b) It has been revealed that in pursuance to the instructions of police department that search be conducted at houses of those persons against whom 02 or more NDPS Act FIRS are registered and against whom complaints regarding drug trade are being received by the police. Moreover, panchayat of village Kamre Wala has been repeatedly complaining against petitioner regarding her indulgence in drug trade.

Accordingly, on 23.07.2023, police party of P.S. City, Jalalabad conducted raid at the house of petitioner, Manpreet Singh alias Manni son of Balkar Singh resident of village Kamarewala and other houses where search was conducted as per law in the presence of Panchayat and other esteemed persons. No objectionable object was recovered during the search of both the houses and separate Search Memos were prepared also prepared as per law. No illegality or impropriety has been committed by police officials while conducting above noted raid at the house of petitioner.

(c) That present petitioner was afraid that due to repeated raids at her house (because of earlier FIRS), some narcotic substance might be recovered from her house and FIR might be registered against her, therefore, in order to avoid any consequential legal action, the petitioner has leveled false allegations regarding stealing gold and taking out Rs.70000/- in order to put pressure upon police employees of police station, City, Jalalabad.

d) It has been revealed that the petitioner is adopting pressurizing tactics against the police. Nothing has come to the fore regarding the allegations made by the petitioner against the police employees of P.S. City, Jalalabad. Therefore, the said application of the petitioner has been filed/decided vide Inquiry Report dated 10.10.2023. Translated version of Inquiry Report of deponent dated 10.10.2023 is appended herewith as Annexure R-1/T for the kind consideration of this Hon'ble Court. ”

3. In view of the above, this Court does not find any reason to interfere.
4. Petition is dismissed.
5. Pending application(s), if any, shall also stand disposed off.

(PANKAJ JAIN)
JUDGE

October 17, 2023
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No