



CWP-11048-2024

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

CWP-11048-2024

Date of decision:23.05.2024

MANPREET SINGH @ MANI GILL

...Petitioner

Versus

STATE OF PUNJAB AND ANR

...Respondents

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MRS. JUSTICE SUKHVINDER KAUR**

Present: Mr. Adarsh Priyadarshi, Advocate and
Ms. Poonam Singh Thakur, Advocate
for the petitioner.

Mr. Maninder Singh, Sr. DAG, Punjab.

SURESHWAR THAKUR, J. (ORAL)

1. Through the instant writ petition, the petitioner is praying that a mandamus be passed, upon the respondents concerned, to provide the report as prepared by Narcotics Wing (Committee), headed by Mr. Ishwar Singh, Inspector General of Police, thus in compliance of the order dated 02.07.2014, passed in CWP-9336-2014, titled “**Manpreet Singh and another Versus State of Punjab and others**”.

2. The said report is said to be in a sealed cover and as such it is prayed that after the said report being retrieved from the sealed cover, it be supplied to the petitioner, so as to enable him to rely upon such findings, which may be inculpatory in nature.

3. Without incisively delving into the facts of the case, and, also without making any adjudication on the merits of the instant petition, the

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prayer raised before this Court becomes declined. The simple reason which persuades this Court to dismiss the instant writ petition, is rested on the factum, that in respect of the writ relief, the present petitioner had earlier filed CM-5057-CWP-2023 in CWP-9336-2014. Through orders which became passed on the said miscellaneous application, this Court had concluded, that Shri Ishwar Singh, Inspector General of Police, Narcotic Wing Committee, had concurred with the findings, as were recorded by the Inquiry Team, and which revealed that there were no substance in the allegations as made by the present petitioner, that the police had attempted to extort money(ies) from him.

4. It is also detailed in the order passed on the above application on 23.03.2023, that an affidavit dated 27.02.2015, has also been filed by Shri Ishwar Singh, Inspector General of Police, Narcotic Wing Committee, before this Court, *qua* the Committee while conducting inquiry into the allegations, had associated various persons and collected the reports from various national and international sources pertaining to drug racketing. Furthermore, it has also been detailed in the said order, that resultantly Shri Ishwar Singh, Inspector General of Police, Narcotic Wing Committee, had prayed that the inquiry report, along with the record and information be not supplied to the petitioner, as it could cause serious ramifications. Consequently, the prayer made earlier before this Court, by one Inspector General of Police, Narcotic Wings Committee, that as such the said report be not supplied to the petitioner, became accepted by this Court. Resultantly a dismissal order (*supra*) became made on the earlier application (*supra*) with a relief similar to the one as carried in the instant petition.

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5. It is stated, at the bar, by the learned State counsel that the said order has remained unchallenged, through any SLP becoming raised thereagainst before the Hon'ble Apex Court, as such, but obviously the said order acquires binding and conclusive effect.

6. Since the prayer made in the instant writ petition is similar to the one, which became raised earlier by the petitioner and which resulted in a binding and conclusive order becoming earlier rendered by this Court. Therefore, this Court finds no merit in the instant writ petition, and, is constrained to dismiss the same. Therefore, the instant writ petition is dismissed.

(SURESHWAR THAKUR)
JUDGE

23.05.2024

Ithlesh

(SUKHVINDER KAUR)
JUDGE

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