



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP No.7496 of 2024

Date of decision: 24th October, 2024

Sukhraj Kaur & another

... Petitioners

Versus

State of Punjab & others

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. S.L. Chander Shekhar, Advocate for the petitioners.

Mr. Shiva Khurmi, Asst. Advocate General, Punjab
for the respondents/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition has been filed under Articles 226/227 of the Constitution of India seeking directions to the official respondents to protect the life and liberty of the petitioners at the hands of private respondents.

2. Supplementary reply on behalf of respondents No.1, 2, 3 and 5, by way of an affidavit of Kanwalpreet Singh, DSP Sub Division Patti, District Tarn Taran has been filed today in the Court, which is taken on record subject to all just exceptions and a copy thereof supplied to the learned counsel opposite.

3. Learned State counsel, at the outset, has drawn the attention of this Court to para No.3 of the said reply and has submitted that son of petitioner No.1 and husband of petitioner No.2, Rasal Singh @ Bittu, is involved in a number of serious charges in FIR No.21/2022 under

Sections 16, 17, 18, 20 of Unlawful Activities (Prevention) Act, Section 14-A of Foreigner Act, Section 25 of the Arms Act, and Section 3 of Enemy Agent Ordinance Act registered at Police Station Samba, SIA Jammu, for which even non-bailable warrants have been issued by the learned Additional Sessions Judge, Jammu. Learned State counsel has further drawn the attention of this Court to para No.4 of the reply, wherein it stands reflected that the said Rasal Singh @ Bittu was also involved in another FIR for offences under Section 307 IPC etc. wherein he along with the co-accused had been declared a proclaimed offender; thereafter, FIR No.285 dated 27.10.2014 under Section 174-A IPC was also registered against him. Learned State counsel has also invited the attention of this Court to para No.6 of the reply and has asserted that not even a single police official of Police Station Sadar Patti or CIA Staff Tarn Taran carried out raid at the house of the petitioners at any point of time, as has been alleged by the petitioners, and in fact, the raid was carried out by police personnel posted at State Special Operational Cell, Amritsar.

4. In light of the supplementary reply filed on behalf of the State and the submissions made by learned State counsel, nothing survives in the instant petition which stands disposed of accordingly.

(MANJARI NEHRU KAUL)
JUDGE

October 24, 2024

rps

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