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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARHCRM-M-40419-2024
Date of Decision 21.08.2024

RANJIT KAUR

... Petitioner

Versus

STATE OF PUNJAB & OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Deepak Aggarwal, Advocate
for the petitioner.

Ms. Ramta K Choudhary, DAG, Punjab.

JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 528 of the BNS, 2023 is for the issuance of directions to respondent No.2 to get the investigation of FIR No.142 dated 11.08.2024 registered under Sections 105, 3(5) of the BNS, 2023 at Police Station Canal Colony, Bathinda, District Bathinda conducted by a Senior Police Officer belonging to the IPS cadre.

2. The learned counsel for the petitioner contends that on 11.08.2024, the respondent No.4 along with police officials had visited the house of the petitioner in her absence and had given beatings to the family members of the petitioner and had taken them to the Police Station. The DVR of the cameras installed at the house of the petitioner had also been taken away. Thereafter, the petitioner and her family members had been falsely implicated in FIR No.142 dated 11.08.2024 (Annexure P-4) under Sections

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105, 3(5) of the BNS, 2023 Police Station Canal Colony, Bathinda, District Bathinda at the instance of respondent No.4 who was having a grudge against the petitioner. The medical examination of Ramandeep Singh had taken place wherein it had been found that there was a bluish marks surrounding the right eye on the person of Ramandeep Singh. The JMIC, vide order dated 12.08.2024 (Annexure P-7) had directed the DSP/superior police officials to look into the allegations of custodial torture and submit a report with the concerned Court. Even though the petitioner and her family members were facing multiple cases, it was not a ground to implicate them falsely in the present case. As the investigation was not being conducted in a fair manner, the same ought to be handed over to a senior police officer.

3. I have heard the learned counsel for the petitioner.

4. A perusal of the facts narrated and the petition would reveal that the petitioner and her family members are habitual offenders. She along with her family members were accused in FIR No.142 dated 11.08.2024 under Sections 105, 3(5) of the BNS, 2023 Police Station Canal Colony, Bathinda, District Bathinda wherein the allegations are that they had sold the heroin to the son of the deceased who died after consuming the same. Though, Ramandeep Singh has a bluish mark surrounding his right eye, for the said purported injury, an inquiry has already been ordered. The present petition appears to be a pressure tactic to pressurise the Investigating Agency on the part of the accused/petitioner who is a habitual offender along with her family members.



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5. In view of the above, I find no merit in the present petition.
Therefore, the same stands dismissed.

(JASJIT SINGH BEDI)
JUDGE

21.08.2024
JITESH

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