



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

CWP-9198-2025

Date of decision : 09.04.2025

Balwinder Kaur and another

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE
HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Imran Farooqi, Advocate,
for the petitioners.

Mr. Sartaj Singh Gill, Senior DAG, Punjab.

SHEEL NAGU, CHIEF JUSTICE (Oral)

1. This petition has been filed by the petitioners raising the apprehension that petitioner No.2 (husband of petitioner No.1) being accused in a trial under the Narcotic Drugs and Psychotropic Substances (NDPS) Act, 1985, coercive steps may be taken against him by the State and its functionaries, including that of demolishing immovable property belonging to the petitioners.

2. For this purpose, the petitioners have relied upon recent judgment rendered by Apex Court on 13.11.2024 in a group of writ petitions, lead case being Writ Petition (Civil) No. 295 of 2022, which is appended as Annexure P-2 at page 19 of the petition.

3. After seeking instructions, Mr. Sartaj Singh Gill, learned Senior Deputy Advocate General, Punjab, assures that the apprehension raised by the



petitioners is unfounded since the State and its functionaries shall follow due process of law, as prescribed in Chapter 5-A of the NDPS Act, before any coercive action is taken by the State or its functionaries.

4. In view of the aforesaid assurance given by learned State counsel, this Court does not deem it appropriate to proceed with this matter on merits and disposes of the petition with the hope and expectation that due process of law shall be followed by the State and its functionaries before taking any coercive steps.

5. The petition stands disposed of.

(SHEEL NAGU)
CHIEF JUSTICE

April 09, 2025
narotam

(KARAMJIT SINGH)
JUDGE

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