

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

**CRM-M-13418-2014(O&M)
Date of Decision: August 18, 2015.**

JAGDISH KUMAR

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENT

CORAM:- HON'BLE MR. JUSTICE M.M.S.BEDI

Present: Mr.M.N.Jagoria, Advocate for
Ms.Jyoti Rani, Advocate
for the petitioner

Mr.Jashan Preet Singh, AAG,Punjab

Mr.Ashok Giri, Advocate
for respondent No.3

M.M.S.BEDI, J.(Oral)

Through the instant petition under Section 482 CrPC, the petitioner seeks a direction for protection of life and liberty claiming that respondent No.3 taking undue benefit of his job being an employee of Punjab Police has taken steps to caste clouds on the legal rights of the petitioner by encroaching the public street.

On notice having been issued, reply has been filed by Deputy Superintendent of Police, Kartarpur, Jalandhar to the effect that the petitioner had filed an application on 10.03.2014 alleging that on 08.03.2014, in his absence, respondent No.3 had a scuffle with the wife of the petitioner. In this context complaint of the petitioner was duly enquiry by SHO, Police Station Lambra. The matter was inquired into and it was ordered that it deserves to be filed. Thereafter the petitioner seems to have availed the remedy before DDPO, Jalandhar pertaining to the property in dispute.

In view of above, the matter having already been looked into, there does not appear to be strong case made out for issuance of direction for protection of life and liberty of the petitioner especially when the alternate remedy has already been availed.

This petition is disposed of as not maintainable at this stage. However, it will be open to the petitioner to approach the police authorities in case there is any threat to the person and property of the petitioner at any stage.

**(M.M.S.BEDI)
JUDGE**

**August 18, 2015.
TSG**