

**C.M. NO.8150 OF 2015 &
CIVIL WRIT PETITION NO.13129 OF 2015**

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

DATE OF DECISION: JULY 16, 2015

Ram Kishan and others

.....Petitioners

VERSUS

State of Haryana and others

....Respondents

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

1. Whether Reporters of local papers may be allowed to see the judgement?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Present: Mr. K.D.S.Hooda, Advocate,
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

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C.M. is allowed.

FIR, Annexure P-7, is taken on record.

Exemption is also granted from filing the certified copy of FIR,
Annexure P-7.

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Counsel for the petitioners has submitted that arrangements were made for celebrating Sant Kabir Jayanti on 02.06.2015 at Hisar, which has unceremoniously been stopped by the respondents without even passing an order for cancellation of the permission, which was granted earlier. He further contends that on 02.06.2015, when Sant Kabir Jayanti was to be

celebrated, calendra under Section 107/151 Cr.P.C. has been recorded, copy of which has been appended as Annexure P-6. As per the counsel, said calendra is totally false as neither there was any such incident which has taken place nor the slogans were being raised by the Sangat, as has been alleged therein. He asserts that an FIR No.458, dated 03.06.2015 (Annexure P-7) has also been registered, alleging therein that pamphlets were distributed on the pretext of celebrating Sant Kabir Jayanti with an intention to hurt the religious sentiments and to create religious hatred amongst the community. Counsel states that no such pamphlets have even seen the light of the day and the pamphlets, which were distributed, did not contain any such material, which could even indicate that religious feelings of any sect or persons could have been hurt because of that. He contends that the FIR is totally false and registered with a malafide intention to put pressure upon the petitioners and the followers of Sant Ram Pal. He further contends that the petitioners are entitled to compensation of ₹ 20 lacs for the arrangements as made by them for celebrating Sant Kabir Jayanti on 02.06.2015, which was unceremoniously brought to an end because of the illegal action on the part of the respondents. He, therefore, states that the Court may grant relief, as has been prayed for in the present writ petition.

These submissions of counsel for the petitioners cannot be gone into at this stage as the persons, who are effected by the calendra dated 02.06.2015 issued under Section 107/151 Cr.P.C. by Police Station, Civil Lines, Hisar (Annexure P-6), have an efficacious alternative remedy available to them. Similar is the position with regard to FIR No.458, dated 03.06.2015 (Annexure P-7). If the said proceedings are concluded in favour of the petitioners or a finding is recorded that the said action taken by the

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respondents was not bonafide, they may avail the remedy as provided under law.

With the above observations, the writ petition stands disposed of at this stage.

July 16, 2015
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE