

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

CRM-M No. 34176 of 2016 (O&M)

Date of decision: 13.01.2017

Gurchet Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. H.S. Batth, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab.

Mr. SPS Sidhu, Advocate
for the applicant/respondent No.4.

Jitendra Chauhan, J. (Oral)

CRM-36529-2016

Allowed as prayed for, subject to all just exceptions.

Registry is directed to amend the memo of parties accordingly.

Main Case

Prayer made in the instant petition is, inter alia, for issuance of directions to the respondent Nos. 1 & 2 to protect the life and liberty of the petitioner at the hands of accused persons in FIR No.49 dated 09.04.2015, registered under Sections 302, 307, 341, 148 read with Section 149 of IPC and Sections 25 & 27 of Arms Act, at PS Bhikhiwind, District Tarn Taran.

It is contended that petitioner being injured/witness in

FIR No.49 dated 09.04.2015, under Sections 302, 307, 341, 148 read with Section 149 of IPC and Sections 25 & 27 of Arms Act, at PS Bhikhiwind, District Tarn Taran, has apprehension to his life and liberty at the hands of accused persons. He further states that even the complainant has succumbed to the pressure/influence of the accused party.

Considering the fact that the complainant has turned hostile and petitioner is an injured/witness in the above said FIR, therefore, the apprehension of the petitioner cannot said be without any basis, thus, his life and liberty deserves to be protected. Without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No.2, SSP, Tarn Taran to take all necessary steps to ensure that the life and liberty of the petitioner and his family members is fully protected. The authorities shall also ensure that adequate protection be provided to him during his appearance before the trial Court and as and when any application is made by the petitioner to the authorities apprehending threat to his life and liberty.

13.01.2017

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No