

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

**CRM-M-33531-2017 (O&M)
Date of decision: - 11.9.2017**

Sh. Parveen Bansal

.....Petitioner

versus

State of Punjab and ors

.....Respondents

CORAM: - HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: - Mr. Surinder Gaur, Advocate for the petitioner.

ARVIND SINGH SANGWAN, J (ORAL)

Prayer in the present petition is for directing respondents No. 1 to 4 to protect the life and liberty of the petitioner from respondent No. 5 and further directed respondent No. 5 to comply with the provisions of Section 160 Cr. P.c and not to harass the petitioner.

Learned counsel for the petitioner at the very outset submits that no FIR has been registered against the petitioner till date and despite a Memorandum of Understanding (MoU) (Annexure P-1) dated 23.2.2016 between the parties, in which there is a clause that any dispute arising out of the MoU will be subject to the jurisdiction of Chandigarh and party No. 2 i.e. the petitioner can appoint an arbitrator to reach the decision which is bound on the parties. He further submits that despite the aforesaid clause, respondent No. 5 on the complaint of Ist party i.e. Mr. Gulshan Jain, is approaching the petitioner who is being repeatedly called in the police station, without issuing of any notice under Section 160 Cr. P.C.

It is further submitted on behalf of the petitioner that he has already submitted a legal notice on 22.8.2017 (Annexure P-2) for not harassing the petitioner but no action has been taken so far.

In view of the submissions made by learned counsel for the petitioner, respondent No. 4-Senior Superintendent of Police, Amritsar is directed to dispose of legal notice dated 22.8.2017 (Annexure P-2) submitted by the petitioner within a period of four weeks from the date of receipt of copy of this order.

Disposed of with above-said direction.

In the meantime, respondent No. 5 will not summon the petitioner without issuing a notice in writing under Section 160 Cr. P.C.

11.9.2017
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(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No