

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

CRM-M-12695-2017

Date of Decision:16.10.2018

Sardar Sukhdev Singh Bhinder

... Petitioner

Vs.

State of Punjab and others

... Respondents

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Mr. Rohit Kumar, Advocate
for the petitioner.

Mr. Nikhil K. Chopra, Addl. A.G. Punjab.

P.B. BAJANTHRI J. (Oral)

In the instant petition, petitioner has sought for the following relief:

“Criminal Misc. petition under Section 482 Cr.P.C with a prayer that immediate directions be issued to respondents No.3 and 4 to protect the property of Truck Union including the trucks of the operators of the Members of the Union and also to protect the life and liberty of the petitioner including the truck operators who are the members of the Union and a criminal case be also registered against unscrupulous/Gunda elements who are threatening the petitioner as well as the truck operators to involve them in some false criminal cases and also trying to forcible take the possession of the Truck Union in case the petitioner do not leave the post of the President.

With a further prayer that the official respondents i.e. Respondents No.3 and 4 be also directed that none of the vehicle of the operator of the truck union be stopped by the unscrupulous/gunda elements and in such a situation a criminal case be registered against such elements. ”

2. Learned State counsel on instruction from ASI Gurdev Singh submitted that necessary steps have been taken whether petitioner is entitled for protection or not? In para-5 of the reply dated 29.7.2018 filed by the

Deputy Superintendent of Police, Sub-Division, Dhuri District Sangrur has specifically denied that complaint dated 30.4.2018 was ever received by them. Even perusal of the representation produced alongwith the present petition do not specify against whom there is a threat to the petitioner. In the absence of specific allegations against a particular person, it is impracticable to the official respondents to act on the petitioner's representation. Thus, present petition do not survive for consideration.

3. Accordingly, petition stands dismissed. Reserving liberty to the petitioner to make appropriate representation if he has got grievance against a particular person, in that event, he has to make representation containing specific allegation against that person so as to examine by the competent authority and to take action. If such representation is made to the appropriate authority, in that event, appropriate authority is hereby directed to consider the same in accordance with law.

16.10.2018
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**