

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-48130-2018 (O&M)

Date of Decision:- 31.10.2018

Gaurav Kapoor and another

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Sh. Vishal Sharma, Advocate for the petitioners.

GURVINDER SINGH GILL, J. (Oral)

The petitioners seek issuance of directions to respondent No.4 not to intrude into their privacy and to ensure that FIR No.365, dated 25.11.2017, under Sections 323, 368, 506 IPC and Section 25 of Arms Act, Police Station Central Sector 17, Chandigarh is fairly investigated and that the petitioners are not implicated in false cases.

Learned counsel has submitted that he had earlier been kidnapped by respondent No.6 and his workers regarding which FIR No.365, dated 25.11.2017, under Sections 323, 368, 506 IPC and Section 25 of Arms Act, Police Station Central Sector 17, Chandigarh was lodged by petitioner No.2 and that the accused in the said case were arrested at the spot. Learned counsel has submitted that now the accused in connivance with the police are pressurizing him to compromise the matter and are

threatening to get him falsely implicated on the basis of some documents which he had furnished to respondent No.6 at the time of obtaining a loan.

Having heard the learned counsel for the petitioners, the petition is disposed of with a direction to Senior Superintendent of Police, U.T. Chandigarh (respondent No.2) to look into the matter and to dispose of the representation Annexure P-3 expeditiously. It is further directed that in case the petitioners are required to be associated in connection with any inquiry or any information is to be elicited from them, then an advance notice in terms of Section 160 Cr.P.C. be given to them and in case there is any imminent threat to the life and liberty of the petitioners, then it be ensured that no harm is caused to the petitioners.

A copy of this order alongwith representation (Annexure P-3) be sent to Senior Superintendent of Police, U.T. Chandigarh so as to enable him to do the needful expeditiously.

October 31, 2018

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(Gurvinder Singh Gill)**Judge**

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No