

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-21023-2019 (O&M)

Date of Decision:- 8.5.2019

Kiran Sidhu

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. G.S.Verma, Advocate, for the petitioner.

GURVINDER SINGH GILL, J. (Oral)

The petitioner has approached this Court seeking issuance of direction to respondents No.1 and 2 to provide protection to their life and liberty as well as to other members of his family as they apprehend threat to the same at the hands of respondents No.3 to 10.

Learned counsel for the petitioner has submitted that in fact there is a dispute regarding tenancy between the petitioner's family and respondent No.4, who is a retired DSP and who is resorting to pressure tactics to force the petitioner's family to vacate the premises in question. It has been submitted that earlier respondent No.4 had got the electricity

supply discontinued in the year 2015. It has further been submitted that in fact the property in question has been illegally possessed by respondent No.4 as the ownership of the same vests in United Church of Northern India (U.C.N.I.) Punjab, regarding which a civil suit is already pending.

Learned counsel has further submitted that respondent No.4 in order to exert pressure upon the petitioner's family and while using his contacts had earlier got a false FIR No. 12, dated 17.1.2019, registered at Police Station Div. No.3 Ludhiana, under Sections 380, 448, 511, 34 IPC registered against the petitioner and her husband and later on even tried to forcibly put a lock on the property in question. It has also been submitted that the petitioner and other members of her family were illegally confined in their house and their property was damaged and in order to destroy all the evidence, they even destroyed the CCTV Cameras and the DVR (CCTV recorder).

While there could be some element of truth in the allegation, but this Court refrains from making any expression regarding the same at this stage. The petition is however, disposed of with a direction to Assistant Commissioner of Police (ACP) (East), Ludhiana (respondent No.2) to look into the matter and to dispose of representation dated 2.5.2019 (Annexure P-7) in accordance with law. In case the allegations leveled therein are found to be well founded then it be ensured that respondent No.4 does not take the law in his hand and that the petitioner and other members of her family are not unnecessarily harassed.

A copy of this order along with copy of representation Annexure P-7 be sent to the Assistant Commissioner of Police (ACP) (East),

Ludhiana (respondent No.7) so as to enable him to do the needful expeditiously.

May 8, 2019
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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No