

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CRM-M-48807-2018
Date of decision: 21.05.2019

Sumit @ Palotra ...Petitioner

Versus

State of Haryana and others ...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- None for the petitioner.

Mr. Himmat Singh, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for issuance of direction to official respondents to protect the life and liberty of the petitioner and his family members.

It is submitted in the petition that the petitioner is facing trial in two FIRs, ie. FIR Nos. 123 of 2017 and 216 of 2012, both under Section 302 IPC, and there is enmity of the family members of the petitioner with respondent No. 6, who is having a criminal background, therefore, the petitioner has made request to the official respondents to provide high security.

Reply, filed by way of affidavit of DSP, Rohtak, is on record and as per the same, the petitioner is involved in as many as eight FIRs, which are detailed below:

FIR No. 85/2013, U/s 323, 285, 506, 34 IPC & Arms Act, PS City, Rohtak (Convicted).
FIR No. 95/2014, U/s 148, 149, 323, 506 IPC, PS City, Rohtak (Under trial).

FIR No. 251/2014, U/s 148, 323, 506 IPC, PS Urban Estate, Rohtak (Under trial).
FIR No. 528/2014, U/s 25-54-59 Arms Act, PS Civil Line, Rohtak.
FIR No. 294/2014, U/s 25-54-59 Arms Act, PS City, Rohtak (Under trial).
FIR No. 123/2017, U/s 148, 149, 302, 307 IPC & Arms Act, PS Civil Line, Rohtak.
FIR No. 216/2012, U/s 302, 307, 186, 350, 120-B IPC & Arms Act, PS New Delhi.
FIR No. 56/2017, U/s 25-54-59 Arms Act, PS Special Cell, Janak Puri, New Delhi.

It is further submitted in the petition that petitioner is lodged in high security ward of the District Jail, Gurugram.

Separate reply, by way of affidavit of Superintendent, District Jail, Gurugram, is also on record, in which it is stated that the petitioner is facing trial in the Courts at Sohna, Rohtak, Jhajjar, Delhi and Sonipat and he is being regularly produced before the Courts as per the production warrants sent by the Courts and has also relied upon the list of protection warrants (Annexure R-1). It is also stated that as per the Punjab Prisoner Attendance in the Court Rules, 1969 (Sections 12 and 13), it is the responsibility of the State Police to ensure the safety and security of the accused prisoners while they are produced before the Court and the same is taken care of by the State Police.

In view of the above, no further orders are called for in the present petition and the same is disposed of accordingly.

21.05.2019
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No