

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

CWP No.19247 of 2019 (O&M)

Date of Decision:17.07.2019

Rajinder Kaur and another

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Sanjeev Sharma, Advocate
for the petitioners.

TEJINDER SINGH DHINDSA J.(Oral)

It is pleaded that son of the petitioners was murdered on 16.12.2018 in broad daylight. FIR No.256 dated 16.12.2018 under Section 302, 307, 201, 148, 149, 34, 120B IPC and under Section 25-54-59 of the Arms Act was registered at Police Station Lopoke, District Amritsar against six accused.

Counsel would submit that four of the accused have since been arrested and the remaining two i.e. respondents No.5 and 6 herein had applied for pre-arrest bail but such prayer had been declined by this Court.

Instant petition has been filed praying for a mandamus to direct the official respondents to protect the life and liberty of the petitioners by voicing an apprehension and threat at the hands of private respondents No.5 and 6.

Counsel argues that respondents No.5 and 6 who have not been arrested till date are continuously threatening the petitioners so as not to pursue the FIR as also to enter into some kind of

settlement/compromise.

Having heard counsel for the petitioners and without even ascertaining the correctness of the averments made in the petition, I deem it appropriate to dispose of the writ petition in terms of granting liberty to the petitioners to approach the Senior Superintendent of Police, Amritsar confined as regards the immediate threat and danger to their life.

In the eventuality of any such application being preferred by the petitioners, respondent No.3 would be obligated to look into the same and to thereafter take steps as he may deem fit and warranted in accordance with law.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

July 17, 2019

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No