

CRWP-3802-2020

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

CRWP-3802-2020 (O & M)
Date of decision: 04.11.2020

Iqlas and another

...Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Mohammad Arshad, Advocate,
for the petitioners.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

Mr. Gopal Sharma, Advocate,
for respondents No.6 to 13.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

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Allowed as prayed for, subject to all just exceptions. Rejoinder to status report filed by respondent No.4 and the photographs (Annexure P-5) are taken on record.

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The present criminal writ petition has been filed under Article 226 of the Constitution read with Section 482 Cr.P.C. for issuance of directions to respondents No.1 to 5 to protect the life and liberty of the petitioners at the hands of the private respondents and not to harass or interfere in the personal life of the petitioners and not to prevent them from

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availing legal remedy against the private respondents.

Learned counsel for the petitioners contends that petitioner No.1 joined the Indian Army in the year 2015 and got heavy gunner trade and that he had been serving in Kolkata for the five years. He further contends that on 13.12.2019, when he was sitting outside his home, he saw his wife alongwith son of her paternal uncle, her maternal uncle, her parental aunt crossing in front of him while sitting in a vehicle. He further contends that when he reached her in-laws' house to bring her back, on being called by his in-laws, the private respondents with an intention to kill had tried to set him on fire by sprinkling petrol upon him. On the basis of the complaint made by petitioner No.1, FIR No.09 dated 19.01.2020, under Sections 148, 149 and 307 IPC was registered at Police Station Roz-ka-Meo, District Nuh.

On the other hand, learned State counsel draws the attention of this Court towards the status report dated 15.07.2020 filed by way of affidavit of the Deputy Superintendent of Police, Headquarters, Nuh. It is mentioned in the reply that during investigation, Dr. Saurabh Gupta, Mamta Hospital, Baluda Road, Sohna, stated that on 13.01.2020, one person disclosing his name as Iqlas, brought to his clinic with burn injuries for first aid, stated that he had tried to commit suicide by pouring petrol upon himself. It is also stated in the status report that during investigation, statement of one Niaju was recorded by E/SI Shoran Lal on 11.02.2020, who stated that petitioner No.1-Iqlas had called him up from his mobile and told that he would go to his in-laws house and would commit suicide by burning himself so that they might be entangled. The pen drive containing

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the recording of the phone had also been taken into possession by the Investigating Officer.

In view of the status report, the present petition does not call for any interference by this Court.

However keeping in view the assertions made in the re-joinder as well as the photographs placed on the file, the private respondents are directed not to harass or interfere in the personal life and liberty of the petitioners and not to prevent them from availing legal remedy against the private respondents.

Disposed of.

04.11.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No