

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP-4250-2020

Date of decision: 01.07.2020

Jasvir Singh

....Petitioner

V/s.

State of Punjab and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI.

Present: Mr. Inderpal Singh, Advocate for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

Ritu Bahri, J. (Oral)

By this petition, the petitioner is seeking direction to respondents No. 2 and 3 to protect his life and liberty by providing adequate security as well as of his family members from the hands of private respondents No. 4 and 5.

Learned counsel for the petitioner contends that he has given a complaint dated 08.06.2020 (Annexure P-3 colly) with respect to a land which belongs to Forest Department. The land is a protected forest area and owned by Forest Department, State of Punjab. In October 2017, respondent No. 4 Himanshu Tandon started construction over it. A criminal complaint titled ***Punjab State V/s. Himanshu Tandon*** under Sections 32, 33, 63 and 67 of the Indian Forest (Punjab Amendment) Act, 1927 and Sections 1 and 2 of the Forest Conservation Act, 1980 was filed against Himanshu Tandon (Annexure P-1). The trial is going on.

The grievance of the petitioner is that he is receiving threats from respondent No. 4 and respondent No. 5 by taking advantage of COVID 19 situation, started construction as per photographs (Annexure P-2). He has made a complaint on 08.06.2020 to respondents No. 2 and 3 (Annexure

P-3 colly), but no action has been taken on his complaint. The petitioner has also made a representation dated 19.06.2020 (Annexure P-4) to the Senior Superintendent of Police, Roopnagar, Punjab for providing security on account of receiving threats from respondent No. 4.

Notice of motion.

Ms. Samina Dhir, Deputy Advocate General, Punjab accepts notice on behalf of the State.

At this stage, this petition is being disposed of by giving direction to Senior Superintendent of Police, Roopnagar to look into the representation dated 19.06.2020 (Annexure P-4) as well as complaint dated 08.06.2020 (Annexure P-3 colly) and take appropriate steps in accordance with law. If need be, security be provided to the petitioner if the complaint proves to be correct. The entire exercise be completed within a period of three months and during enquiry if respondent No. 4 is found raising construction again, he can be restrained as well.

01.07.2020

Divyanshi

**RITU BAHRI
(JUDGE)**

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No