

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

CRWP-5216-2020(O&M)

Date of decision:24.07.2020

Mehinga Singh Khaira

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.K.S.Saini, Advocate for the petitioner

ANIL KSHETARPAL, J. (ORAL)

The petitioner has filed the present petition with the following substantive prayers:-

“It is, therefore, respectfully prayed that the petition may kindly be allowed and directions/orders to respondent no.2/3 to protect the life and liberty of the petitioner's family members at the hands of respondent no.4 to 11 and further prayer for fair and impartial investigation by the concerned higher police officials and the representation dated 12.7.2020 Annexure P-A of the petitioner may kindly be decided and appropriate legal action may taken on the representation/complaint, in the interest of justice.

And/or

To issue directions to the Police Commissioner to protect the life and liberty of the petitioner at the hands of respondents no. 4 to 5 and who are continuously harassing and raiding on the

house of the petitioner and further to take action against the respondent no. 6 to 11, who are threatening the petitioner's family and his son to implicate in some false criminal case at the behest of the private respondent No.6 to 11.

And/or

It is further prayed that respondent no.4/5 be directed to file the status report with regard to action taken on the complaint dated 23.6.2020, Annexure P-1 of the petitioner.”

In the facts of the present case, this Court is of the considered opinion that the petitioner has an equally efficacious remedy of filing a criminal complaint under the Code of Criminal Procedure, 1973, before the Judicial Magistrate.

Learned counsel for the petitioner fails to draw the attention of the Court to any circumstances in order to establish that filing of such criminal complaint would not be possible.

In view thereof, the petitioner is relegated to the remedy of filing a criminal complaint.

Disposed of.

24.07.2020

rekha

Whether speaking/reasoned

Whether Reportable

(ANIL KSHETARPAL)

JUDGE

Yes / No

Yes / No