

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

204**CRWP-5958-2020****Date of decision: 29.10.2020****Avtar Singh****.....Petitioner****versus****State of Punjab and others****....Respondents****CORAM: Hon'ble Mr. Justice Girish Agnihotri****Present:** Ms. Dhivya Jerath, Advocate for the petitioner.

Ms. Bhawna Gupta, DAG, Punjab
for respondent Nos.1 to 5.

Mr. Vipul Aggarwal, Advocate
for respondent Nos. 6 and 7.

*(the aforesaid presence is being recorded through video
conferencing since the proceedings are being conducted in Virtual Court).*

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video conferencing on account of restrictions due to outbreak of COVID-19 pandemic.

The petitioner-Avtar Singh, stated to be aged 60 years, has filed the present petition *inter alia* with a prayer for protection of life and liberty of the petitioner from the hands of official respondents, who are harassing them on the behest of respondents No.6 & 7.

Records of the case show that on 17.08.2020, following order was passed:-

*“Petitioner-Avtar Singh, stated to be aged 60 years,
has filed the present petition inter alia with a prayer for
protection of life and liberty of the petitioner from the hands
of official respondents, who are harassing them on the behest
of respondents No.6 & 7.*

Learned counsel for the petitioner submits that the case has a checkered history starting from the year 2010-11. In Para 12 of the petition, it has specifically been pleaded that two false and frivolous complaints were filed by respondents No.6 & 7. The said complaints have already been examined by the senior officials, who have recommended that no offence is made out against the petitioner or his son. She submits that in spite of this, under the influence of respondents No.6 & 7, the petitioner and his family members are being called by the police officials again and again. She then submits that recently, the petitioner along with his son, were called on 15.07.2020 and again on 20.07.2020, by respondent No.4, subsequent to which, on 04.08.2020, the petitioner had filed an application to SSP, Mohali, District SAS Nagar (respondent No.3).

This Court, on many earlier occasions, had observed and thereafter, there were specific instructions issued by DGP, Punjab, that once the matter has already been enquired into at the level of senior police officials, repeated enquiry should not be conducted there.

Notice of motion be issued for 29.10.2020.

On asking of the Court, Mr. H.S. Sullar, DAG, Punjab, accepts notice on behalf of the State-respondents No.1 to 5.

In the meantime, it is directed that no coercive action be taken against the petitioner.”

Learned State counsel, on instructions from SI Harpal Singh, submits that there were two enquiries which were pending and both have been filed. She further submits that last enquiry was conducted by the SP Rural, Mohali, and approved by the SSP, Mohali.

Learned counsel for respondents No.6 and 7, however, has made different submissions.

In view of the submission made above by the learned State counsel, no further orders are called for.

The petition stands disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

29.10.2020

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No