

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

114

**CRWP No.6090 of 2020
Date of Decision: 19.8.2020**

FAROOQ MASIH

-Petitioner

Vs

STATE OF PUNJAB AND OTHERS

-Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Sandeep Sharma, Advocate,
for the petitioner.

RAJ MOHAN SINGH, J. (ORAL)

The case has been taken up for hearing through video-conferencing.

Petitioner has prayed for issuance of appropriate directions to the official respondents No.1 to 3 to protect his life and liberty from being invaded by respondents No.4 to 7.

Learned counsel for the petitioner contends that the petitioner is Clergy Archbishop of Anglican Church and was appointed as priest on 25.11.2018. He was authorised to take care of the properties of the church. Earlier CWP No. 5479 of 2019 filed by the petitioner was disposed of by giving him liberty to approach the concerned authorities including the Senior Superintendent of Police, Gurdaspur in the context of obstructions created by the respondents therein from visiting the

place of worship i.e. All Saints Church, Civil Lines, Gurdaspur. Thereafter, owing to the prevailing situation in respect of threat perception, petitioner again approached this Court by filing CRM-M No. 53768 of 2019 seeking protection of his life and liberty. The said petition was disposed of by the High Court vide order dated 15.1.2020, thereby, directing respondent No.2- Senior Superintendent of Police, Gurdaspur to look into the representation dated 6.12.2019 filed by the petitioner and pass an appropriate order in accordance with law within a period of one month from the date of receipt of certified copy of that order. When the matter was taken up by the authority, respondent No.4 gave a statement of apology in the police station on 9.6.2020 admitting his mistake of sowing crops in the land of Guest House and Catholic House Dhariwal and he further stated that he would not interfere in future.

Learned counsel for the petitioner further alleges that again in the occurrence dated 27.7.2020, petitioner has received injuries at the hands of the private respondents. Precisely, for the grievance of the petitioner, he has approached respondent No.2 by way of representation dated 2.8.2020, which is still pending before the said authority.

Notice of motion.

On the asking of the Court, Mr.Harsimar Singh Sitta,

Asstt.A.G.Punjab accepts notice on behalf respondents No.1 to 3.

In view of nature of order which this Court proposes to pass, there is no necessity of calling upon any response from the respondents as no order prejudicial to interest of any party is being passed.

In view of above, without meaning anything on the merits of the case, this petition is disposed of by directing respondent No.2 to have a fair look on the representation filed by the petitioner and decide the same in accordance with law without being influenced by any statement of fact recorded herein above. It would be appreciated if the representation filed by the petitioner is decided within a period of one month from the date of receipt of certified copy of this order.

(RAJ MOHAN SINGH)
JUDGE

August 19, 2020

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| 1. | Whether speaking/reasoned | : | Yes/No |
| 2. | Whether reportable | : | Yes/No |