

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP.no.6419 of 2020

Date of Decision: 26.08.2020

Rajesh Kumar

.... Petitioner

versus

State of Punjab and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. I.P.S. Kohli, Advocate,
for the petitioner.

...

AMOL RATTAN SINGH, J. (ORAL)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the Covid-19 pandemic.

By this petition, the petitioner seeks a writ in the nature of mandamus directing respondents no.3 and 4 to protect his life, liberty and property from respondent no.5.

The petitioner is stated to be 74 years old, who is allegedly being threatened by respondent no.5 on account of a property dispute (as contended by learned counsel).

He submits that the partners/co-sharers of the petitioner having sold their shares in the property to respondent no.5, but with the petitioner being in possession thereof (as contended), respondent no.5 is now threatening the petitioner and his care taker and therefore the petitioner apprehends that his life and liberty are at stake.

In respect of his grievance, the petitioner is stated to have made

a representation to the SSP, Rupnagar, on July 08, 2020 (copy Annexure P-3).

Consequently, this petition is disposed of with a direction to the SSP, Rupnagar, to ensure that the life and liberty is duly protected at the hands of respondent no.5 or any other person, especially with the petitioner being 74 years of age.

However, it is made absolutely clear that as regards any property being taken over by a co-sharer, the remedy of the petitioner is not with the police but with the civil court.

26.08.2020
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable	No