114 IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP No.7314 of 2020
Date of Decision:17.09.2020

KASHMDEEN **...Petitioner**

Versus

STATE OF PUNJAB AND OTHERS **..Respondents**

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Liaqat Ali, Advocate
for the petitioner.

Mr. Mehardeep Singh Dullat, Addl. A.G., Punjab.

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HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

This petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondents No. 1 to 3 to protect the life and liberty of the petitioner and his family members at the hands of respondents No.4 to 10.

Learned counsel for the petitioner states that the petitioner's niece-Jaitun has got registered FIR No.102 dated 21.07.2020 (Annexure P-1) against one Lalu and others who had committed rape on her and thereafter respondents No.4 to 10 had given injuries to the petitioner and abducted Jaitun. He further states that respondents No.4 to 10 are pressing the petitioner and Jaitun to give statement in their favour in the alleged FIR. The petitioner's son-in-law was also given beatings by respondents No.5 to

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10 when they were approaching the petitioner to save him from the clutches of private respondents. The injuries inflicted to the petitioner can be depicted from the MLR dated 17 August 2020 (Annexure P-2).

Learned counsel for the petitioners further states that the petitioner has given a representation dated 31.08.2020 (Annexure P-3) to respondent No.2, but till date no action has been taken thereon. He further states that he would be satisfied, if representation dated 31.08.2020 (Annexure P-3) is decided by respondent No.2, as per law.

Notice of motion to respondents No.1 to 3 only.

On the asking of this Court, Mr. Mehardeep Singh Dullat, Addl. A.G., Punjab accepts notice on behalf of the respondents-State.

In view of the above, the present petition is disposed of with a direction to respondent No. 2 to decide the representation dated 31.08.2020 (Annexure P-3) within one month from the date of receipt of a certified copy of this order, by passing a speaking order, in accordance with law.

(HARNARESH SINGH GILL)
JUDGE

September 17, 2020
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Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No

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