

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

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**CWP No.16647 of 2020
Decided on : 07.12.2020**

Ajay Pal and another

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr. Jastej Singh, Advocate for the petitioners.

Ms. Simran Grewal, AAG, Punjab.

(The proceedings are being conducted through
video conferencing, as per instructions.)

G.S. Sandhawalia, J. (Oral)

The petitioners in the present writ petition filed under Articles 226/227 of the Constitution of India seek directions for issuance of a writ of mandamus by directing the respondents No.1 to 3 to provide adequate protection from the anti-social elements, whose names have been mentioned in the representation dated 26.09.2020 (Annexure P-5).

It is the case of the petitioners that tender work had been allotted to them, which is being disrupted and, therefore, they cannot complete their work allotted by the Government for transportation of food grains. It is submitted that FIR No.186 dated 23.09.2020 has also been lodged, wherein offences under Sections 323, 341, 506, 148 and 149 IPC are alleged to have taken place and the petitioner No.1-Ajay Pal was the complainant and there were allegations of snatching of bag containing money and beating of the petitioner.

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The State in its reply submitted that the case is under investigation. It is further submitted that representation of the petitioner was marked to the Superintendent of Police, Headquarter, SBS Nagar, for further inquiry. The Inquiry Officer submitted his report vide report dated 27.10.2020 (Annexure R-1/T) that there was no imminent threat to the life and property of the petitioner, but directions have been issued to provide security to the petitioner when he comes to Nawanshahr in connection with tender work.

Accordingly, keeping in view the above facts and the fact that petitioners' representation has been addressed, the present writ petition stands disposed off with the following directions.

The respondents shall ensure that there is no disruption in connection with tender work of the petitioners for free and smooth transportation of the food grains, in the light of terms and conditions of their tender and they have a right to conduct their business on the trucks of their choice.

It is open to the petitioners to make representation to respondent No.2, in case there is any specific apprehension as such regarding disruption of their work, during the tenure of tender.

Disposed off.

DECEMBER 07, 2020

Naveen

**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No