

Sr.No.116

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

**CRWP-9800 of 2020
Date of decision:26.11.2020**

Avtar Singh

... Petitioner(s)

versus

State of Punjab and others

... Respondent (s)

Coram: Hon'ble Mr. Justice Jasgurpreet Singh Puri

Present: Mr. R.K.Adia, Advocate for
Mr. A.P.Kaushal, Advocate
for the petitioner.

Through Video Conference

Jasgurpreet Singh Puri, J.(Oral)

Present petition has been filed under Article 226 of Constitution of India read with Section 482 Cr.P.C seeking a direction to protect the life and liberty of the petitioner and his family.

Learned counsel for the petitioner has submitted that four persons of CIA Staff had come in civil dress alongwith one more accused in a vehicle bearing No.PB-08-PS-4649 and took away 19 cartridges of his licensed 315 bore and 2 empty cartridges of 12 bore from his house without intimating any Panchayat member and asked them to come to CIA Staff. He has further submitted that petitioner is of 64 years of age and is a heart patient. His father is of 95 years of age and the aforesaid 12 bore gun is in the name of his father. He has further submitted that he is getting threats from various mobile numbers due to which he alongwith his family facing constant fear. He has further submitted that the actions of the officials was

without any authority of law and therefore, he had filed a representation to the SHO, Police Station Chabbewal, District Hoshiarpur vide Annexure P-2 and also representation to Senior Superintendent of Police, Hoshiarur vide Annexure P-3 but no action has been taken till date.

Notice of motion.

On asking of the Court, Ms. Rashmi Attri, Asst.AG, Punjab, accepts notice on behalf of the State and states that State has no objection in case the petition is disposed of with a direction to Senior Superintendent of Police, Hoshiarpur to decide the representation of the petitioner in accordance with law.

In view of the above, without commenting anything upon the merits of the case, the present petition is disposed of with a direction to Senior Superintendent of Police, Hoshiarpur to consider the representation which has been made by the petitioner vide Annexures P-2 and P-3 and in case if it is required to take action on it then take appropriate action in accordance with law.

26th November, 2020

Shivani Kaushik

**[JASGURPREET SINGH PURI]
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
Whether Reportable	Yes/No