

Sr.No.105

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

CRWP-9974 of 2020

Date of decision:02.12.2020

Prithipal Singh @ Babba

... Petitioner(s)

versus

State of Punjab and others

... Respondent (s)

Coram: Hon'ble Mr. Justice Jasgurpreet Singh Puri

Present: Mr. H.P.S.Ishar, Advocate
for the petitioner.

Through Video Conference

Jasgurpreet Singh Puri, J.(Oral)

Present petition has been filed under Article 226 of Constitution of India seeking direction to protect the life and liberty of the petitioner and his family members at the hands of respondent No.5.

Learned counsel for the petitioner has submitted that he has confined his petition only to the prayer for grant of protection of life and liberty and he is not making any submission or any averment with regard to the merits of the controversy between the petitioner and respondent No.5 and that he is not seeking any direction with regard to taking any action against respondent No.5. He has submitted that otherwise, action if any is

required to be taken against respondent No.5, the same may be done in accordance with law.

Learned counsel has further relied upon Annexure P-7 which is representation submitted by him in which it is stated that respondent No.5 in connivance with other terrorist is still attacking the petitioner and therefore, he is in need of protection from the police.

Notice of motion to respondents No.1 to 4 only.

On asking of the Court, Mr. H.S.Sitta, Asst.AG, Punjab, present in the Court, accepts notice on behalf of the State – respondent Nos.1 to 4 only and submits that State has no objection in case the present petition is disposed of with a direction to consider the threat perception qua the petitioner.

In view of the above, this Court is satisfied that this petition can be disposed of without calling for the reply of respondents at this stage and particularly in view of the fact that the only prayer made by the petitioner is with regard to his protection of life and liberty. Without commenting anything on the merits of controversy between the parties, Senior Superintendent of Police, Amritsar (Rural) is directed to look into the threat perception qua the petitioner and thereafter, if it is so required then take appropriate action in accordance with law.

2nd December, 2020

[JASGURPREET SINGH PURI]

Shivani Kaushik

JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No