

211 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-843-2020
Date of decision :16.08.2021

Manpreet Sharma & another

... Petitioners

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Rajesh Duhan, Advocate for the petitioners.

Mr. Saurav Khurana, Deputy Advocate General, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

The present Criminal Writ Petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus directing the official respondent Nos.2 & 3 to protect life and liberty of the petitioners.

On 27.01.2020, the Coordinate Bench of this Court had passed the following order:-

“In the instant criminal writ petition under Article 226 of Constitution of India, prayer has been made for issuance of a writ in the nature of Mandamus directing respondents No. 2 and 3, to protect the lives and liberty of the petitioners, at the hands of respondents No. 4 to 7.

Notice of motion for 27.03.2020.

On the asking of Court, Mr. NK Banka, DAG, Punjab, accepts notice on behalf of respondents No. 1 to 3.

Learned counsel for the petitioners is directed to supply requisite number of copies of paper-book to learned State counsel during the course of the day, failing which this petition would entail dismissal for want of prosecution.

Respondents No. 4 to 7 be served through ordinary process, registered post and dasti as well, on furnishing process fee, requisite number of copies of paper-book, registered covers and incidental expenses, if any, within a period of two weeks' from today.

In the meanwhile, respondent No. 2-Senior Superintendent of Police, Patiala, is directed to look into the matter and find out the existence of alleged threat perception to the lives and liberty of the petitioners. Respondent No. 2 shall also verify the antecedents of petitioners and residential address given by them and submit report on or before the date fixed.

In case of non-compliance of this order in its letter and spirit, this criminal writ petition would entail dismissal for want of prosecution.”

As per the service report, respondent Nos.4 to 7 have been served. However, none has appeared on their behalf.

Learned counsel for the petitioners has stated that the petitioners have complied with the order dated 27.01.2020 and they are living happily together and have no apprehension to their life and liberty at the present moment and thus, the petition has been rendered infructuous.

In view of the statement made by the learned counsel for the

petitioners, the present petition has been rendered infructuous and is disposed of as such.

However, liberty is granted to the petitioners to file a representation before respondent No.2, who will take appropriate action in accordance with law, in case of any apprehension in future.

(VIKAS BAHL)
JUDGE

16.08.2021
JITESH (JTS)

Whether speaking/reasoned:- Yes/No
Whether reportable:- Yes/No