

CRWP-1191-2020

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

CRWP-1191-2020.
Date of Decision:-22.09.2021.

Surinder Pal

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Dinesh Nagar, Advocate for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J. (Oral)

This is a criminal writ petition under Article 226 of the Constitution of India read with Article 21 of the Constitution of India and Section 482 Cr.P.C. for issuance of a writ in the nature of mandamus directing the official respondents to protect the life and liberty of the petitioner on the ground that the son of the petitioner had married one Jaskaran Rattan and the private respondents on the said account were threatening the petitioner. Regarding the same, a representation dated 29.01.2020 (Annexure P-1) has also been given by the petitioner to respondent No.2-Senior Superintendent of Police, SBS Nagar, Punjab.

Learned State counsel has submitted that as per his instructions, the petitioner has already given a statement before the

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Investigating Officer that he now has no apprehension to his life and liberty.

Keeping in view the above said facts, the present petition is disposed of as having been rendered infructuous.

However, liberty is granted to the petitioner to move a representation to respondent No.2 in case he has any apprehension to his life and liberty in future and respondent No.2, after seeing the threat perception, is directed to look into the matter and take appropriate action, accordance with law.

It is, however, clarified that this Court has not gone into the merits of the allegations made by the petitioner and it would be open to respondent No.2 to make his independent enquiry/assessment with regard to the representation, if any, moved by the petitioner with a limited aspect aforesaid.

It is, however, clarified that this order shall not debar the State from proceeding against the petitioner, if involved in any other case.

(VIKAS BAHL)
JUDGE

September 22, 2021.

sandeep

Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No