

213 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-2769-2020

Date of decision :16.08.2021

Gouri Sharma & another

... Petitioners

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: None for the petitioner.

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 17.03.2020, the Coordinate Bench of this Court had passed the following order:-

“In the instant writ petition under Article 226/227 of the Constitution of India, prayer has been made for direction to respondent Nos. 2 and 3 to protect the life and liberty of the petitioners, at the hands of respondent Nos.4 to 7.

Notice of motion for 30.04.2020.

On the asking of Court, Mr. Pawan Sharda, Senior DAG, Punjab accepts notice on behalf of respondent

Nos. 1 to 3. Complete copy of the paper book be supplied to him during the course of day.

Respondent Nos.4 to 7 be served for the date fixed through ordinary process and registered post as well on furnishing requisite number of copies of the paper-book, registered cover, process fee and incidental expenses, if any, within two weeks.

In the meanwhile, respondent No. 2-Commissioner of Police, Tarn Taran, 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 petition shall positively be dismissed 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 State counsel has stated that on instructions from ASI Jaswant Singh, the petitioners have complied with the order dated 17.03.2020 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 above, 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