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

CWP-10009-2021

Date of decision : 20.05.2021

Atul Nagpal

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present: Mr. Sunil K. Nehra, Advocate for the petitioner.

Mr. Gaurav Dhuriwala, Sr. DAG, Punjab.

(The proceedings are being conducted through video
conferencing, as per instructions)

G.S. SANDHAWALIA, J. (ORAL)

The petitioner seeks directions to respondent Nos.1 to 4 to provide adequate security to him in view of threats being received from antisocial elements.

It is the case of the petitioner that he is leader of Aam Aadmi Party and is Convener of Rashtriya Punjabi Mahasabha (Punjab State), who is contesting the elections from the particular party in Halka Abohar and receiving various threats as such given to him from the antisocial elements.

It is submitted that security in the form of Constable has been provided to him and allegedly a petrol bomb was also fixed in the petitioner's Innova Car. It is submitted that the representation has also been

addressed as such to respondent No.2 on 20.07.2020 (Annexure P-6) for providing security cover for protecting his life and liberty.

Notice of motion.

Mr. Gaurav Dhuriwala, Sr. DAG, Punjab, accepts notice on behalf of the respondents and submitted on instructions from AIG Paramdeep Singh Sandhu, that DDR was also lodged for the petrol bomb issue and thus threat perception can be analyzed by the competent authorities and appropriate order can be passed.

Keeping in view the instructions received from the State, this Court considers it appropriate that respondent Nos.2 to 4 shall get scrutinized the said representation (Annexure P-6) and take appropriate action on the same. In case, it is found that there is threat perception to the petitioner, they shall take adequate steps accordingly.

However, it is made clear that in case such protection is to be granted and the same will be as per the instructions issued by the State Government regarding the costing factor involved. It is for the competent authority to take decision on the said issue as to who bear the cost of the security as such. Needful be done within a period of four weeks from the date of receipt of certified copy of the order.

In view of the above, the present writ petition stands disposed of.

20.05.2021

Pawan

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:-
Whether reportable:-

Yes/No
Yes/No