

Through video conference

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

CRM-M-28891-2021 (O&M).

Balbir Singh @ Jagbir Singh

.. Petitioner

VERSUS

State of Punjab and others

.. Respondents

*** * ***

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

*** * ***

**PRESENT Mr.Rajvinder Singh Bains, Sr. Advocate, with
 Mr.Vivek Vikas Singh, Advocate,
 for the petitioner.**

JASGURPREET SINGH PURI, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. praying for issuance of directions to official respondent Nos.1 to 4 to take appropriate proceedings/action against respondent Nos.5 to 11 who are continuously threatening the petitioner to occupy his land situated in the area of Mahilpur, Tehsil Garshankar, despite the fact that the petitioner has been granted stay vide Annexure P-5 against the private respondents.

Mr.Rajvinder Singh Bains, learned senior counsel assisted by Mr.Vivek Vikas Singh, Advocate, has submitted that vide Annexure P-5, the learned Civil Court had passed interim orders restraining the defendants/respondents No.7, 8, 9, 10, and 11, from interfering in peaceful possession of the petitioner over the suit land. He has submitted that despite the orders passed by the learned civil Court, the private respondents are still encroaching upon the land of the petitioner and making theft of construction material. He has submitted that 6-7 people had been coming to the land and threatening to kill the petitioner. Learned senior counsel has submitted that he would confine the scope of present petition only to the

regard to the inter se dispute between the petitioner and the private respondents because the matter is pending before civil Court.

Notice of motion to respondent Nos.1, 2, 3 and 4 only.

Mr.Randhir Singh Thind, DAG, Punjab, accepts notice on behalf of aforesaid respondents and states that he has no objection in case the threat perception of the petitioner is assessed by the SSP in accordance with law.

I have heard the learned counsel for the parties.

The learned senior counsel has submitted that he confines the scope of present petition only to the extent of protection of life of the petitioner at the hands of private respondents. Therefore, this Court is satisfied that there is no need to call for reply from the State, at this stage, because the scope of the present petition is only for the protection of life of the petitioner.

Consequently, respondent No.3 – the Senior Superintendent of Police, Hoshiarpur, Punjab, is directed to assess the threat perception of the petitioner and in case any such threat exists, then to take further steps so that no harm is caused to the life of the petitioner.

It is made clear that this order does not reflect anything on the inter se disputes between the petitioner and the private respondents but it is only confined to the protection of life of the petitioner. Let the needful be done within two weeks from today.

Disposed of accordingly.

July 26, 2021.
raj arora

(JASGURPREET SINGH PURI)
JUDGE