

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(227)

CRWP-7677-2021

Date of decision: - 22.12.2021

Mohinderjeet and another

....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Aman Dhir, Advocate, for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

In the present petition, there are two primarily reliefs sought. First relief is for issuance of a direction to official respondents for conducting of free, fair and impartial investigation in representations dated 05.01.2021, 22.01.2021 and 03.04.2021 (Annexures P-5, P-7 and P-10) and further prayer is for registration of the FIR with respect to the same.

In view of the dictum of law laid down by Hon'ble Supreme Court of India in case titled as 'Sakiri Vasu Vs. State of U.P. and others', reported as 2008(2) SCC 409 and in 'M. Subramaniam and another Vs. Janaki and another', Criminal Appeal No.102 of 2011, decided on 20.03.2020, learned counsel for the petitioners seeks permission of this Court to withdraw the present petition qua the said relief with liberty to pursue alternative remedies, in accordance with law.

In view of the above, the present petition is dismissed as withdrawn qua the above-said relief, with liberty aforesaid.

With respect to the second relief sought, prayer of the petitioners is that petitioner No.1 is 71 years old i.e. wife of respondent No.6 and petitioner No.2 is their son and they are seeking protection of their life and liberty as they are facing threats at the hands of respondent No.6 and with respect to the same, petitioners would submit a representation to respondent No.2 within a period of 15 days from today.

Learned counsel for the petitioners has submitted that the petitioners will be satisfied in case the present petition is disposed of with a direction to respondent No.2 to look into their representation after submission of the same within a period of 15 days only on the aspect of protection of life and liberty.

Learned State submitted that in case any such representation is submitted, the Senior Superintendent of Police, Hoshiarpur (respondent No.2) will look into it and after considering the facts of threat perceptions, will take the appropriate action in accordance with law.

Keeping in view the above facts and circumstances, the present petition is disposed of with a direction to the petitioners to give a representation to respondent No.2 within a period of 15 days from today only on the ground of protection of their life and liberty and after considering the said representation, in case of any threat perceptions to the petitioners, respondent No.2 would take appropriate action in accordance with law.

December 22, 2021
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes
No