

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

THROUGH VIDEO CONFERENCING

CRWP-8393-2021

Date of Decision : 03.09.2021

Dilbagh Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondent

CORAM : HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present : Mr. Vivek Salathia, Advocate
for the petitioner.

JASGURPREET SINGH PURI (Oral)

The present petition has been filed under Article 226/227 of the Constitution of India for issuance of directions to respondents No.2 to 4 for protection of life and liberty of the petitioner and his family members, who are stating to be in imminent danger at the hands of private respondents especially respondent No.5 alongwith some unknown police officials, who were threatening the petitioner and his family members with dire consequences.

Learned counsel for the petitioner has submitted that there was dispute with regard to the property which was in the name of the minor son of the petitioner and thereafter civil litigations started which were taken upto this Court and the case was decided in favour of the petitioner. However, the respondents, in order to grab the said property in connivance with the local police officials started threatening the petitioner with dire

consequences. He has submitted that the petitioner had repeatedly requested the local police as well as the senior police officials to protect him but no action has been taken. Learned counsel for the petitioner has referred to para No.5 (o) of the present writ petition wherein it has been stated that the brother-in-law of the petitioner namely Tasbeer Singh alongwith the petitioner, had been threatened on phone calls by a person who was portraying himself as a police official from police station Lopoke. The threat call was also made on the mobile No.9873685515 which is being used by Tasbeer Singh. Even the petitioner received threat calls from various persons. Therefore, he had moved representations (Annexures P-4 and P-5) to Commissioner of Police, Amritsar and Senior Superintendent of Police (Rural), Amritsar respectively. It has been submitted that these representations were moved by way of registered post but inadvertently, the receipts have not been attached with the paper book. Learned counsel for the petitioner has further submitted that the matter has become serious in nature in view of the fact that the private respondents in connivance with police officials have been making threat calls to the petitioner and his brother-in-law. He has further submitted that despite complaint made to the police as well as to the senior police officers, no action has been taken for the protection of life and liberty of the petitioner.

I have heard learned counsel for the petitioner. The scope of the present petition is confined to the protection of life of the present petitioner and the grievance of the petitioner is that the representations/complaints (Annexures P-4 and P-5) have not been considered by the police officials despite the fact that it has been alleged that police officials at the level of SHO were in connivance with private

respondents.

Notice of motion to respondents No.1 to 4 only.

Mr. Randhir Singh Thind, DAG, Punjab, accepts notice on behalf of 1 to 4-State only and states that he has no objection in case appropriate directions are issued to respondent No.2 so that representations/complaints are considered in accordance with law.

In view of the above, the present writ petition is disposed of with a direction to respondent No.2-Police Commissioner, Amritsar to look into the representations (Annexures P-4 and P-5), filed by the petitioner and in case, it is so required then to ensure that no harm is caused to the petitioner at the hands of private respondents. Since the allegations have been levelled against the local police at the level of SHO, Lopoke, the police commissioner shall look into this aspect also.

Let the needful be done within a period of one week from the date of receipt of certified copy of this order.

Disposed of accordingly.

(JASGURPREET SINGH PURI)
JUDGE

03.09.2021
mamta

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No