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

CRWP-8922-2021

Date of decision : 17.09.2021

Gurwinder Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. L.S. Lakhanpal, Advocate for the petitioner.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

Primarily, in the present Criminal Writ Petition filed under Article 226 of the Constitution of India and in the representation dated 23.07.2021 annexed as Annexure P-4 with the same, two prayers have been made. First prayer is for taking action against the private respondents for attempting to take the forcible possession of the land and second prayer is for protection of life and liberty of the petitioner.

With respect to the first prayer i.e. for taking action against the private respondents for attempting to take the forcible possession of the land, learned counsel for the petitioner seeks permission of this Court to withdraw the present Criminal Writ Petition with liberty to avail alternative appropriate remedy in accordance with law.

Ordered accordingly.

With respect to the second prayer, learned counsel for the petitioner has submitted that the petitioner would be satisfied in case respondent No.2-Senior Superintendent of Police is directed to look into the representation dated 23.07.2021 (Annexure P-4) with a limited prayer for only protection of his life and liberty and takes appropriate action in accordance with law.

Notice of motion to respondent Nos.1 to 3 only.

On advance notice, Mr. Saurav Khurana, DAG, Punjab, appears and accepts notice on behalf of respondent Nos.1 to 3 and on a specific query put by this Court, he has stated that he has no objection in case, respondent No.2-Senior Superintendent of Police, looks into the representation dated 23.07.2021 (Annexure P-4) with a limited prayer for only protection of life and liberty of the petitioner and takes appropriate action in accordance with law.

After considering the facts and circumstances of the present case, this Court deems it appropriate to direct respondent No.2-Senior Superintendent of Police, to look into the representation dated 23.07.2021 (Annexure P-4) with a limited prayer for only protection of life and liberty of the petitioner and after making necessary enquiries, respondent No.2 shall take appropriate action in accordance with law.

It is, however, clarified that this Court has not gone into the merits of the allegations made by the petitioner and it would be open to respondent No.2 to make his independent enquiry/assessment with regard to the representation with a limited prayer aforesaid.

In view of what has been observed above, the present Criminal Writ Petition is disposed of in the abovesaid terms.

It is, however, clarified that this order shall not debar the State from proceeding against the petitioner, if involved in any case.

17.09.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No