

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRWP-9113-2021

Date of decision : 22.09.2021

Megh Raj Garg

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Aman Dhir, Advocate
for the petitioner.

(Through Video Conferencing)

VIKAS BAHL, J.(ORAL)

In the present criminal writ petition filed under Section 226 of the Constitution of India, several reliefs have been sought but however learned counsel for the petitioner submits that he would restrict his prayer only to grant protection to life and liberty of the petitioner.

It is submitted by learned counsel for the petitioner that the petitioner has given a detailed representation dated 11.08.2021 (Annexure P-16) to the Deputy General of Police, Punjab Police Head Quarter, Chandigarh, with a copy to the Senior Superintendent of Police, Sangrur. Even in the said representation, several prayers have been mentioned but learned counsel for the petitioner has submitted that he would be satisfied in case his prayer only with respect to protection of life and liberty is considered by respondent no.3-Senior Superintendent of Police, Sangrur to the limited extent by considering threat perception to the petitioner and taking appropriate action therefrom.

Notice of motion.

On advance notice, Mr. Saurav Khurana, DAG, Punjab, appears and accepts notice on behalf of respondent Nos.1 to 4 and on a specific query put by this Court, he has stated that he has no objection in case, respondent No.3-Senior Superintendent of Police, Sangrur, looks into the representation dated 11.08.2021 (Annexure P-16) 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.3-Senior Superintendent of Police, Sangrur, to look into the representation dated 11.08.2021 (Annexure P-16) with a limited prayer for only protection of life and liberty of the petitioner and after making necessary enquiries, respondent No.3 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.3 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.

(VIKAS BAHL)
JUDGE

September 22, 2021

Davinder Kumar

Whether speaking / reasoned

Yes/No

Whether reportable

Yes/No