

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

**CRWP No. 9031 of 2021
Date of decision: 21.09.2021**

Mahinder Pal

...Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM: - HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. H.S. Gharuan, Advocate, for the petitioner.

Through Video Conferencing

JASGURPREET SINGH PURI, J.(Oral)

The present petition has been filed under Article 226 of the Constitution of India with a prayer to seek a writ in the nature of Mandamus for issuance of appropriate directions to the official respondents No. 1 to 3 to take strict action against the private respondents on the representation (Annexure P-1) and for providing protection of life and liberty to the petitioner.

The learned counsel for the petitioner has submitted that respondent No.4 at the behest of respondents No. 5 to 7 is harassing the petitioner by repeatedly calling him to the police station even as he has not committed any offence. He has submitted that a few years ago, the petitioner being a contractor had executed a contract with the private respondent No.6 and the payment at that point of time was settled and made. However, the police is now calling the petitioner to the police station for recovery of the money.

On the other hand, Mr. Randhir Singh Thind, learned Deputy Advocate General, Punjab has stated that a complaint was received by the police against the petitioner and he has specifically denied any harassment at the hands of the police officials.

I have heard the learned counsel for the parties.

In case the petitioner has any apprehension that he may be taken into custody without the authority of law, then he may always exhaust his appropriate remedy by filing an appropriate petition before the Court. However, in the present case the petitioner has filed a petition with a prayer for grant of protection of life and liberty. Such a prayer cannot be accepted because in case there is any complaint against the petitioner, then police is always within its right to investigate the case in accordance with law.

The filing of a petition for protection of life and liberty cannot be done at the drop of the hat. The petitioner can always exhaust his alternative remedy which is available to him in accordance with law when he apprehends any arrest at the hands of the police.

There is no merit in the present petition, consequently, the same is hereby dismissed.

(JASGURPREET SINGH PURI)
JUDGE

21.09.2021

rakesh

whether speaking	:	Yes/no
whether reportable	:	Yes/no