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

CRWP-9549-2021

Date of decision : 07.10.2021

Pooja and another

...Petitioners

Versus

U.T. Chandigarh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Ankur Malik, Advocate for the petitioners.

VIKAS BAHL, J. (ORAL)

Prayer in the present Criminal Writ Petition filed under Articles 226/227 of the Constitution of India is for issuance of directions to the official respondents to protect the life and liberty of the petitioners.

Learned counsel for the petitioners has submitted that a detailed representation dated 20.09.2021 (Annexure P-1) has been given to respondent No.3-Senior Superintendent of Police, in which the details have been mentioned by virtue of which the petitioners have an apprehension to their life and liberty. In the representation, it has been submitted that Sonu @ Kallu who is dealing in drugs has been troubling petitioner No.2 in order to help him in his business of selling the drugs

and on account of the same, once petitioner No.2 had even made a mistake for which he was convicted for one year under the NDPS Act. However, petitioner No.2 does not want to do the said activity but the said Sonu @ Kallu has been threatening him to do the same and had even entered in his house.

Learned counsel for the petitioners has stated that the petitioners would be satisfied if respondent No.3 is directed to look into the representation dated 20.09.2021 (Annexure P-1) only with respect to protection of their life and liberty and after seeing threat perception, takes appropriate action in accordance with law.

Notice of motion to respondent Nos.1 to 4 only.

On advance notice, Mr. Ankur Bali, APP, UT, Chandigarh, 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, looks into the representation dated 20.09.2021 (Annexure P-1) with a limited prayer for only protection of life and liberty of the petitioners 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, to look into the representation dated 20.09.2021 (Annexure P-1) with a limited prayer for only protection of life and liberty of the petitioners 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 petitioners 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 petitioners, if involved in any case.

07.10.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No