

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.20434 of 2021 (O&M)

Date of Decision:06.10.2021

Sarv Hitkari Sabha Shri Ram Leela Committee

.....Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Parampreet Singh Bajwa, Advocate
for the petitioner.

Mr. TPS Chawla, DAG., Punjab.

LISA GILL, J(Oral).

Though matters were being taken up through physical hearing mode today, this matter has been taken up through video conferencing on specific request of learned counsel and in terms of circular dated 14.09.2021.

Prayer in this writ petition is for a direction to respondent no.8 to give permission to the petitioner to organize 'Ram Leela' at Dushehra Ground, Machhiwara with a further prayer to restrain respondents no.4 to 6 from harassing members of the petitioner-Committee. .

Learned counsel for the respondent-State, on instructions from Sh. Harwinder Singh-Deputy Superintendent of Police, Samrala, submits that permission to organize 'Ram Leela' has been afforded to respondent no.12, who is stated to be the authorized member of Sarv Hitkari Sabha Shri Ram Leela Committee, Machiwara Sahib, Ludhiana. Learned counsel further submits that after obtaining of necessary permission by respondent no.12, rehearsals for the 'Ram Leela' have also proceeded uninterruptedly. Photocopy of order dated 28.09.2021, has been furnished in Court today with a copy thereof to learned counsel for the petitioner.

Learned counsel for the respondent-State further submits that there is no question of harassment being meted out at the hands of the police

officials in any manner and that the police officials have only endeavoured to maintain law and order as and when the need arose. Learned counsel for the respondent-State further submits that the police officials would not be interfering in the management dispute between the parties and there has been no violation of any orders passed by the court of competent jurisdiction and neither have the police officials called any of the members of the petitioner-committee and made them sit in the police station as alleged in the writ petition.

Learned counsel for the petitioner contends that respondent no.12 is not even an authorized member of the committee and permission has wrongly been afforded to him.

Be that as it may, adjudication of the same in my considered opinion is beyond the scope of the present writ petition, which calls for no further orders especially in view of order dated 28.09.2021 and the specific stand of the respondent-State in regard to the allegations of harassment etc. Liberty is afforded to the petitioner to challenge order dated 28.09.2021, if so advised. Needless to say, it is also open to the petitioner to bring the alleged fact of respondent no.12 not being a member of the committee alongwith any other pleas before the competent authority. Furthermore, in case of any specific instance of the members of the petitioner's committee being summoned to the police station without any justification comes to the fore, the same be brought to the notice of respondent no.3, who shall look into the matter and take necessary action, if any/as may be required in accordance with law.

Writ petition is accordingly disposed of.

06.10.2021
s.khan

[LISA GILL]
Judge

Whether speaking/reasoned : Yes/No.
Whether reportable : Yes/No.