

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

**LPA-954-2021 (O&M)
Date of decision : 7.10.2021**

Sonu and another

...Appellants

Versus

State of Punjab and others

... Respondent(s)

**CORAM: HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR.JUSTICE ASHOK KUMAR VERMA**

Present: Mr.Fatehjeet Singh, Advocate for
Mr.AS Sohal, Advocate for the appellants

Mr.Avinit Avasthi, AAG, Punjab

AUGUSTINE GEORGE MASIH, J. (ORAL)

Challenge in this appeal is to the order dated 24.9.2021 passed by learned Single Judge, whereby writ petition preferred by the petitioners-appellants praying for protection of their life and liberty on the basis of there being threat thereto from the private respondents i.e. 4 to 8. In this regard, they had submitted a representation dated 20.9.2021 (Annexure P4) to the Senior Superintendent of Police, Sri Muktsar Sahib-respondent No.2. The Court found that the details with regard to the threat on the basis of the apprehension was not spelt out in the representation and therefore, the Court proceeded to refrain itself from exercising its extra-ordinary writ jurisdiction.

Counsel for the appellants submits that the fact of the matter is that the appellants and their relatives are receiving threats even now and

therefore, highlighting this aspect, the appellants have submitted yet another representation dated 27.9.2021, copy whereof has been appended as Annexure A-I (P-5), wherein this aspect has been now highlighted. The said representation, which has been addressed to the Senior Superintendent of Police, Sri Muktsar Sahib-respondent No.2, may be ordered to be looked into and appropriate action in accordance with law be initiated, if required.

Without commenting upon the merits of the case or even making a reference with regard to the assertion that whether there is actual threat to them or not, we dispose of the present appeal by observing and directing Senior Superintendent of Police, Sri Muktsar Sahib-respondent No.2 to consider the representation dated 27.9.2021 submitted to the said authority by the appellants and if some substance is found therein, to take appropriate steps in accordance with law and ensure that the life and liberty of the appellants are not jeopardized at the hands of the private respondents except in accordance with law. It is further clarified that in case there is any criminal case registered against the appellants, passing of this order shall in any case not be treated as granting any sort of protection from the action, which need to be taken against them in accordance with law.

(AUGUSTINE GEORGE MASIH)
JUDGE

(ASHOK KUMAR VERMA)
JUDGE

October 7, 2021

gsv

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No