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

CRWP-10338-2021

Date of decision : 01.11.2021

Satpal Singh and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. M.S. Rana, Advocate for the petitioners.

Mr. A.K. Kaundal, DAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

This is a Criminal Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of a writ, order or direction especially in the nature of mandamus directing respondent Nos.1 to 3 to protect the life and liberty of the petitioners.

Learned counsel for the petitioners has submitted that the petitioners have submitted the detailed representation dated 13.09.2021 (Annexure P-4) to respondent No.2-Senior Superintendent of Police (Rural) Amritsar and have stated therein that the petitioners are old aged persons and are facing threats from the private respondents who want to illegally grab their property. It is further contended that FIR No.115 dated

19.04.2021 (Annexure P-2) was got registered against the private respondents and that now they are threatening the petitioners in order to make them withdraw the said FIR. An instance of the date 04.08.2021 has also been detailed in the abovesaid representation to substantiate the same.

Learned counsel for the petitioners has further submitted the petitioners would be satisfied in case respondent No.2 is directed to look into the representation dated 13.09.2021 (Annexure P-4) on the limited aspect of protection of life and liberty of the petitioners and after seeing the threat perception to the petitioners, takes appropriate action in accordance with law

Notice of motion to respondent Nos.1 to 3 only.

On advance notice, Mr. A.K. Kaundal, DAG, Punjab, appears and accepts notice on behalf of respondent Nos.1 to 3 and on a specific query put by this Court, he has stated that he has no objection in case, respondent No.2-Senior Superintendent of Police, looks into the representation dated 13.09.2021 (Annexure P-4) 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.2-Senior Superintendent of Police, to look into the representation dated 13.09.2021 (Annexure P-4) with a limited prayer for only protection of life and liberty of the petitioners and after making necessary enquiries and assessing the threat perception to the petitioners, respondent No.2 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.2 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.

01.11.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- **Yes/No**

Whether reportable:- **Yes/No**