

LPA-1061-2021 (O&M)
Date of decision : 03.11.2021

Krishan Singh and another

.....Appellants

V/S

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE SANDEEP MOUDGILPresent: Mr. Jasjeet Singh Dhaliwal, Advocate
for the appellants.

Mr. Pawan Sharda, Senior Deputy Advocate General, Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

The appellants have filed the present appeal for setting aside the order dated 27.10.2021 passed by the learned Single Judge whereby writ petition preferred by the appellants seeking protection of their life and liberty, which they asserted, was in jeopardy at the hands of the private respondents. The said writ petition was dismissed on the ground that there was no supporting or convincing material to substantiate the assertion with regard to the apprehension of the appellants.

Learned counsel for the appellants, however, states that if there is some criminal case registered against the appellants, they would face the same and avail of their remedy in accordance with law. He asserts that the appellants had earlier approached by way of representation dated 22.10.2021 (Annexure P5) addressed to the Senior Superintendent of Police, SAS Nagar, Mohali which till date has not been responded to, nor decision taken thereon. He prays for a direction to the State authorities to look into

the matter and take appropriate steps in accordance with law.

Without commenting upon the merits of the case or commenting thereon, which would in any manner prejudice the right of the appellants, the present appeal is disposed of with a direction to the Senior Superintendent of Police, SAS Nagar, Mohali to look into the matter and if some substance is found therein, action as required to be taken may in accordance with law, be resorted to.

It is, however, clarified that in case there is any criminal case registered against the appellants, this order of ours' shall not be construed as an impediment for the law enforcing agency to proceed against the appellants in accordance with law.

With these observations, the present appeal stands disposed of.

(AUGUSTINE GEORGE MASIH)
JUDGE

November 3rd, 2021

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(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable : Yes No