

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

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LPA No.1178 of 2021

Date of Decision: December 10th, 2021

Rozy and another

...Appellants

Versus

Union Territory, Chandigarh and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE KARAMJIT SINGH**

Present: Mr. Mukesh Mehra, Advocate
with Mr. Nippun Sharma, Advocate
for the appellants.

Mr. Deepinder Brar, Additional Public Prosecutor,
U.T. Chandigarh.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Challenge in this appeal is to the order dated 01.12.2021 passed by the learned Single Judge in the Criminal Writ Petition, which was preferred by the appellants praying for issuance of a writ of mandamus directing the official respondents No.1 to 3 to protect the life and liberty from the private respondents No.4 to 6 as they had pointed out that there was threat to their life and liberty and also an apprehension that they would be involved in same false cases, which may be got registered by them.

2. Learned counsel for the appellants asserts that as far as the false implication in some criminal matters is concerned, the appellants would avail of the remedy in accordance with law in case such a thing happens but with regard to the protection of the life and liberty of the appellants, there being apprehension in the minds of the appellants, especially when there is every likelihood of the private respondents harming them, their representation dated 26.11.2021 (Annexure P-4), which has been submitted to the

Senior Superintendent of Police, U.T. Chandigarh, may be considered by the said authority and the appellants be granted protection.

3. Learned counsel for respondents No.1 to 3, who has put in appearance, submits that he has no objection to the prayer made by the appellants in case direction is issued to respondents No.2 and 3 to look into the representation, which has been submitted by the appellants.

4. In the light of the above, without going into the merits of the case or commenting thereon, the present appeal is disposed of with directions to the Senior Superintendent of Police, U.T. Chandigarh-respondent No.2 and Station House Officer, Police Station Palsora, District Chandigarh-respondent No.3 to look into the representation dated 26.11.2021 (Annexure P-4) and if some substance is found therein, to take appropriate steps in accordance with law to ensure that the life and liberty of the appellants is not jeopardized at the hands of the private respondents except in accordance with law.

5. The above order of ours shall not be construed as expressing any opinion with regard to the prayer of the appellants with regard to their false implication in any criminal case.

6. It would be open to the appellants to avail of the remedy in accordance with law in case there is some criminal case/complaint registered against them and the authority shall proceed in accordance with law.

(AUGUSTINE GEORGE MASIH)
JUDGE

December 10th, 2021
Puneet

(KARAMJIT SINGH)
JUDGE

Whether speaking/reasoned: Yes
Whether Reportable: No