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

CRWP-12078-2021
Date of decision : 23.12.2021

Dalveer Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Saurabh Kaushik, Advocate for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is a Criminal Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus for directing respondent Nos.2 to 4 to protect the life and liberty of the petitioner and his family members from the private respondents.

Learned counsel for the petitioner has submitted that the petitioner had given a representation dated 20.11.2021 (Annexure P-3) to respondent No.2 and in the said representation, he had given the facts and circumstances to show that there is threat to the life and liberty of the petitioner. It is argued that the petitioner is restricting his prayer in the present petition as well as in the representation with respect to direction to respondent No.2 to consider the threat perceptions to the petitioner and to

take appropriate action therefrom.

Learned counsel for the petitioner has also submitted that the petitioner is handicapped and is unable to move and thus, the petitioner be permitted to approach the office of respondent No.2 through his authorized representative who would be carrying a letter of authority issued by the petitioner for the purpose of informing respondent No.2 about the passing of the present order by this Court.

Notice of motion to respondent Nos.1 to 4 only.

On advance notice, Mr. Sukhbeer Singh, AAG, Punjab, appears and accepts notice on behalf of respondent Nos.1 to 4 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 20.11.2021 (Annexure P-3) with a limited prayer for only protection of life and liberty of the petitioner 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 20.11.2021 (Annexure P-3) with a limited prayer for only protection of life and liberty of the petitioner and after making necessary enquiries and assessing the threat perception to the petitioner, 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 petitioner 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.

The petitioner is permitted to apprise respondent No.2 about the passing of the present order by this Court through his authorized representative who shall carry the letter of authority issued by the petitioner, duly authorizing him/her to pursue the representation.

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 petitioner, if involved in any case.

23.12.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No