

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(115)

CRWP-12127-2021

Date of decision: - 23.12.2021

Harwinder Singh

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Lakhwinder Singh Mann, Advocate, for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is a criminal writ petition under Article 226 of the Constitution of India for the issuance of a writ in the nature of mandamus directing respondent Nos.1 and 2 to protect the life and liberty of the petitioner.

Learned counsel for the petitioner has submitted that in the present case the petitioner has given a representation dated 29.11.2021 to respondent No.2 and in the said representation although two prayers have been made, one for protection of life and liberty of the petitioner and his family members and another is for taking legal action, but he restricts his prayer with respect to the protection of life and liberty of the applicant and has stated that the facts have been given in the said representation, which would show that there is reasonable apprehension to the life and liberty of the petitioner and his family members. It is submitted that the

petitioner will be satisfied in case the present petition is disposed of with a direction to respondent No.2 to consider the representation dated 29.11.2021 (Annexure P-1) only on the aspect of threat to the life of the petitioner and takes appropriate action thereon.

Notice of motion to the respondents.

On advance notice, Mr. Sarabjit S. Cheema, AAG, Punjab, accepts notice on behalf of the respondents 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, Fatehgarh Sahib, looks into the representation (Annexure P-1) 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, Fatehgarh Sahib to look into the representation dated 29.11.2021 (Annexure P-1) with a limited prayer for only protection of life and liberty of the petitioner and after making necessary enquiries, respondent No.2 shall take appropriate action in accordance with law.

In view of what has been observed above, the present criminal writ petition is disposed of in the abovesaid terms.

December 23, 2021
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(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No