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

CRWP-1276-2022

Date of decision : 11.02.2022

Rajbikram Deep Singh and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. G.P.S. Ghuman, Advocate for the petitioners.

Mr. Sarabjit S. Cheema, AAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

This is a Criminal Writ Petition filed under Articles 226/227 of the Constitution of India, in which, primary two prayers have been made. Even in the representation dated 01.12.2021 (Annexure P-10), two prayers have been highlighted.

First prayer is with respect to issuance of directions to the official respondents for taking action against the private respondents and for registration of an FIR against them.

With respect to the abovesaid first prayer, learned counsel for the petitioners states that he does not press the same and wishes to withdraw the present petition qua the abovesaid first prayer with liberty to avail

alternative remedy in accordance with law.

Ordered accordingly.

The second prayer has also been made in the present petition which is for the issuance of directions to the official respondents to protect the life and liberty of the petitioners. It has been highlighted that in para 19 of the representation dated 01.12.2021 (Annexure P-10), it has been stated that petitioners have apprehension that followers of *Baba Jagroop Singh Ji Nanaksar Wale*, may cause physical harm to the petitioners and their family members.

Learned counsel for the petitioners has further submitted that petitioners would be satisfied in case, respondent No.3-Senior Superintendent of Police, District SAS Nagar, Mohali, is directed to look into representation dated 01.12.2021 (Annexure P-10) only with respect to protection of life and liberty of the petitioners and their family members and after considering the same, take appropriate action in accordance with law.

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

On advance notice, Mr. Sarabjit S. Cheema, 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.3-Senior Superintendent of Police, looks into the representation dated 01.12.2021 (Annexure P-10) with a limited prayer for only protection of life and liberty of the petitioners and their family members 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.3-Senior

Superintendent of Police, to look into the representation dated 01.12.2021 (Annexure P-10) with a limited prayer for only protection of life and liberty of the petitioners and their family members and after making necessary enquiries and assessing the threat perception to the petitioners and their family members, respondent No.3 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.3 to make his independent enquiry/assessment with regard to the representations 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.

11.02.2022
Pawan

(VIKAS BAHL)
JUDGE

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

Whether reportable:- **Yes/No**