

110

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

CRWP-1330-2022

Date of decision : 14.02.2022

Ranbir Singh and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Rishi Pal Singh, Advocate for the petitioners.

Mr. Manish Dadwal, AAG, Haryana.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

Prayer in the present Criminal Writ Petition filed under Article 226 of the Constitution of India is for issuance of a writ in the nature of mandamus directing respondent Nos.2 and 3 to protect the life and liberty of the petitioners.

Learned counsel for the petitioners has submitted that petitioner No.1 has given a detailed representation dated 17.01.2022 (Annexure P-1) to respondent No.2, in which, he has mentioned the details of incident that occurred on 16.01.2022 and other incidents, on the

basis of which, it has been stated that there is reasonable apprehension in the minds of the petitioners, with respect to their life and liberty. He has further submitted that the petitioners are not involved in any other case.

Learned counsel for the petitioners has submitted that the petitioners would be satisfied, in case, respondent No.2-Superintendent of Police, District Kaithal is directed to consider the representation dated 17.01.2022 (Annexure P-1) only with respect to protection of their life and liberty and after considering the threat perception, take appropriate action, in accordance with law.

Notice of motion to respondent Nos.1 to 3 only.

On advance notice, Mr. Manish Dadwal, AAG, Haryana appears and accepts notice on behalf of respondent Nos.1 to 3 and on a specific query put by this Court, he has stated that he has no objection in case, respondent No.2-Superintendent of Police, looks into the representation dated 17.01.2022 (Annexure P-1) with a limited prayer for only protection of life and liberty of the petitioners 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-Superintendent of Police, to look into the representation dated 17.01.2022 (Annexure P-1) with a limited prayer for only protection of life and liberty of the petitioners and after making necessary enquiries and assessing the threat perception to the petitioners, 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 petitioners 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.

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.

14.02.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No