

Karnail Singh

---Petitioner

versus

State of Punjab and others

---Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Rakesh Kumar, Advocate
for the petitioner

Mr. M.S.Nagra, AAG, Punjab

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the instant criminal writ petition filed under Article 226/227 of the Constitution of India is for issuance of appropriate writ in the nature of mandamus directing respondents No. 2 and 3 to protect life and liberty of the petitioner at the hands of his son Gurpreet Singh.

Pursuant to the order dated 18.02.2022, a status report by way of affidavit of Amrik Singh, Deputy Superintendent of Police, Sub Division, Bholath, District Kapurthala on behalf of respondents No. 1 to 3 has been filed. A relevant extract therefrom, is extracted hereinbelow:-

“(2)That the petitioner has filed complaint dated 20.01.2022 before SSP, Kapurthala for protection to his life and liberty from his son Gurpreet Singh i.e. respondent no. 4 who used to assault the petitioner and has extended threats to petitioner of eliminating him and to grab the property of petitioner as such petitioner requested to take legal action against respondent no. 4.

(3)That the said application of petitioner was entrusted to answering respondent for enquiry and answering respondent further entrusted the enquiry into the complaint of petitioner to SHO PS Bholath i.e. respondent No. 3

(4)That during enquiry it transpired that petitioner is aged 62 years and he is residing with respondent no. 4 in the same house and respondent no. 4 used to indulge in quarrel with petitioner on petty matters.

(5)That during enquiry respondent no. 4 was asked not to indulge in quarrel with petitioner however respondent no. 4 failed to mend his ways as such SHO PS Bholath directed to initiate proceedings under Section 107/151 Cr.P.C. against respondent no. 4 to prevent any untoward incident against petitioner.

(6)That thereafter vide DDR No. 21 Dated 07.03.2022 proceedings under Section 107/151 Cr.P.C. were initiated against respondent no. 4.”

In view of the above, learned counsel for the petitioner states that the instant petition may be dismissed as not pressed. He further prays that the petitioner may be granted liberty to take recourse to appropriate remedy available in accordance with law.

Dismissed as not pressed with liberty aforesaid.

(VINOD S. BHARDWAJ)
JUDGE

23.05.2022

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No