

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

109

CRM-M-8278-2022

Date of Decision: February 25, 2022

Hamid

.....Petitioner(s)

Vs.

State of Haryana and others

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Afjal Hussain, Advocate for the petitioner.

(Through Video Conferencing)

ANOOP CHITKARA J. (ORAL)

The present petition has been filed for issuance of direction to respondents No.1 to 3 to take action against respondents No.4 to 7 in view of representation dated 07.10.2021 and to get the matter inquired from some High Rank Police official/SIT alongwith further protect the life and liberty of the petitioner and his family members from respondents No.4 to 7.

On being enquired whether this petition is not a bar for misjoinder of relief, learned counsel for the petitioner confined his prayer to the extent of protecting the life and liberty of the petitioner and his family from the hands of respondents No.4 to 7.

Notice.

On asking of the Court, Mr. Manish Bansal, DAG, Haryana accepts notice on behalf of the respondents. An appropriate number of copies of the paperbook be supplied to him during the course of the day. Given the nature of order being passed, no notice is required to be issued to the private respondents.

If the allegations of apprehension of threat to life turn out to be true, it might lead to an irreversible loss. Thus, in the facts and circumstances peculiar to this case, it shall be appropriate that the concerned Superintendent of Police, SHO, or any officer to whom such powers have been delegated or have been authorized in this regard, provide appropriate protection to the petitioner and his family for one week from today. However, if the petitioner no longer requires the protection, then at their request, it may be discontinued even before the

expiry of one week. After that, the concerned officers shall extend the protection on day-to-day analysis of the ground realities or upon the oral or written request of the petitioner.

This protection is subject to the stringent condition that from the time such protection is given, the petitioner and his family shall not go outside the boundaries of the place of residence, except for medical necessities, to buy household necessities, and for bereavements in the families of the close relatives or close friends. This restriction saves the petitioner from apprehended risk and ensures that the protection is not flaunted.

It is clarified that there is no adjudication on merits and that this order is not a blanket bail in any FIR. It is further clarified that this order shall not come in the way if the interrogation of the petitioner is required in any cognizable case. It shall also be open for the petitioner to approach this Court again in case of any fresh threat perception.

There would be no need for a certified copy of this order, and any Advocate for the Petitioner and State can download this order and other particulars as may be required from the official web page of this Court and attest it to be a true copy. The concerned officer can also verify its authenticity and may download and use the downloaded copy for attesting bonds.

Petition is allowed to the extent mentioned above with liberty to file separate petition. All pending applications, if any, stand disposed.

(ANOOP CHITKARA)
JUDGE

February 25, 2022
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Whether speaking/reasoned:	Yes/No
Whether reportable:	No