

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

237

**CRM-M-12745-2019(O&M)
Date of decision: 19.05.2022**

GURLAL SINGH

....Petitioner(s)

Versus

STATE OF PUNJAB AND OTHERS

...Respondent(s)

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

Present : None for the petitioner.

Mr. Karanbir Singh, AAG Punjab.

VINOD S. BHARDWAJ. J. (ORAL)

The instant petition had been filed under Section 482 of the Code of Criminal Procedure for seeking protection of life and liberty of the petitioner which is under threat at the hands of police officials of Police Station State Special Operations Cell, Fazilka.

Pursuant to the notice of motion being issued on 19.03.2019, reply by way of affidavit of Jasbir Singh, PPS, Deputy Superintendent of Police, Counter Intelligence, Ferozepur has been filed on behalf of the respondent-State. The relevant extract of the same reads thus:-

- 1. That the petitioner never called by the answering respondents 1 nor he is wanted in any case. The answering respondent never given any threats to the petitioner as alleged by the petitioner in the present petition. Hence, there is not any danger to life and liberty of the petitioner from the answering respondent. Hence the present petition is liable to be set aside.*
- 2. That the present petition is not maintainable in law. It is respectfully submitted that petitioner Gurlal Singh is not required by the police, further no police official has ever*

threatened the said petitioner Gurlal Singh as alleged by him in his petition. Moreover, Rajwant Singh, the then S.H.O. P.S. SSOC, Fazilka has not been arrayed as respondent in the present case.

3. That the present petition merely has been filed by the petitioner in order to pressurize the police officials of State Special Operation Cell, Fazilka in order to save his own skin from the outcome of Case FIR No. 19 dated: 11.12.2018 u/s 18/61/85 NDPS Act P.S. SSOC, Fazilka.

A perusal of the same shows that it is categorically averred by the respondent that protection is not required against the Police and that no threat has ever been extended to the petitioner Gurlal Singh. Still further, it is pointed out that present petition has been filed in order to pressurize the police officials of the State Special Operation Cell, Fazilka as the petitioner is accused in case bearing FIR No.19 dated 11.12.2018, registered under Section 18 of the NDPS Act for being found in possession of 02 kg opium.

There is no representation on behalf of the petitioner. It seems that the petitioner does not intend to pursue the instant petition.

Dismissed for non-prosecution.

(VINOD S. BHARDWAJ)
JUDGE

May 19, 2022

S.Sharma(syr)

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>