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

CRWP-4719-2022

Date of decision : 31.05.2022

Mahinder Pal Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Ms. Chhavi Sharma, Advocate for
Mr. Rohit Rana, Advocate for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is a Criminal Writ Petition filed under Articles 226/227 of the Constitution of India praying for the issuance of a writ in the nature of mandamus for directing respondent Nos.2 to 4 to protect the life and liberty of the petitioner from the hands of private respondents.

Learned counsel for the petitioner has submitted that the petitioner has given a representation dated 16.05.2022 (Annexure P-1) to respondent Nos.2 to 4, in which, averments have been made, on the basis of which, the petitioner has reasonable apprehension in his mind with respect to his life and liberty.

Learned counsel for the petitioner has further submitted that the petitioner is limiting his relief only with respect to protection of life and liberty of the petitioner and not to take action against the private respondents and has submitted that the petitioner would be satisfied in case, the present Criminal Writ Petition is disposed of with direction to respondent No.3-Senior Superintendent of Police, to look into the representation dated 16.05.2022 (Annexure P-1) only

with respect to protection of life and liberty of the petitioner and to 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 16.05.2022 (Annexure P-1) with a limited prayer for only protection of life and liberty of the petitioner 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 16.05.2022 (Annexure P-1) with a limited prayer for only protection of life and liberty of the petitioner and after making necessary enquiries and assessing the threat perception to the petitioner, 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 petitioner and it would be open to respondent No.3 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 petitioner, if involved in any case.

31.05.2022

Pawan

**(VIKAS BAHL)
JUDGE**

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