

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

248

CRM-M-25888-2022 (O&M)
Date of decision: 16.11.2022

JASWINDER SINGH

....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : None for the petitioner.

Mr. M.S. Joshi, Additional AG Punjab.

AMAN CHAUDHARY. J.

Present petition has been filed for issuance of direction to the official respondent Nos.2 and 3 for protection of life and liberty of the petitioner and his family members from private respondent No.4 to 10.

Notice of motion in this case was issued on 06.06.2022, pursuant thereto status report dated 05.07.2022 by way of affidavit of Rajwinder Singh, PPS, DSP, Raikot, District Ludhiana (Rural) has been filed. Learned State counsel makes a reference to para 5 of the same, which reads thus:-

5. That after completion of enquiry proceedings the enquiry officer submitted his enquiry report on 18-05-2022. The enquiry report reveals that on 30-03-2021 both the parties have taken panchayati divorce from each other. Rupinder Kaur has also filed one case in which she claimed maintenance from the petitioner. Due to this reason the petitioner has submitted this application against her wife and her other family members. Rupinder Kaur is not financially sound. So she gave her newly born child to her cousin sister resident of village Bilaspur by executing document dated 25-12-2020 as she was unable to look after her child due to financial weakness. The petitioner could not produce any

evidence about the sale of child. The petitioner can approach the court for taking custody of the child. No action is required to be taken by the police. The enquiry officer recommended to consign the application of the petitioner SHO P.S. Hathur agreed with this enquiry report. The DSP Raikot has approved this enquiry report and IND NDA consigned the application of the petitioner.

That it is pertinent to mention here that the petitioner has no threat to the life and liberty from respondents No. 4 to 10. The police is duty bound to protect the life and liberty of the persons.

Learned State counsel submits that the present petition has been rendered infructuous.

In view of the above, no further order is required to be passed in the matter. The present petition is disposed of as having been rendered infructuous.

However, liberty is granted to the petitioner to avail of alternate remedy available to him in accordance with law.

(AMAN CHAUDHARY)
JUDGE

November 16, 2022

S.Sharma(syr)

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*