

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-34328-2022
Date of decision : 04.08.2022

Gurwinder Singh and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Ms.Ruby Kaur, Advocate
for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

VIKAS BAHL, J.(ORAL)

This is a petition under Section 482 Cr.P.C. praying for issuance of direction to respondents no.2 and 3 to decide the representation dated 02.06.2022 (Annexure P-1) moved by the petitioners.

Learned counsel for the petitioners has submitted that the petitioners have given a representation to respondent no.2 in which it has been stated that Sukhdev Singh Panjeta-respondent no.4 is a proclaimed offender and the petitioners have full knowledge about his address and still he has not been arrested and the said person is giving threat to the effect that he would kill the petitioners and thus, there is apprehension of life and liberty of the petitioners.

Learned counsel for the petitioners has submitted that the petitioners would be satisfied in case the present petition is disposed of with a direction to respondent no.2 to look into the representation dated 02.06.2022 (Annexure P-1) and take appropriate action, in accordance with law.

On advance notice, Mr. Sukhbeer Singh, AAG, Punjab appears and accepts notice on behalf of respondent Nos.1 to 3 and on a specific query put by this Court, he has stated that he has no objection in case, respondent No.2-Superintendent of Police, looks into the representation dated 02.06.2022 (Annexure P-1) with a limited prayer for only protection of life and liberty of the petitioners 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.2-Superintendent of Police, to look into the representation dated 02.06.2022 (Annexure P-1) with a limited prayer for only protection of life and liberty of the petitioners and after making necessary enquiries and assessing the threat perception to the petitioners, respondent No.2 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 petitioners and it would be open to respondent No.2 to make his independent enquiry/assessment with regard to the representations with a limited prayer aforesaid.

In view of what has been observed above, the present petition is disposed of in the abovesaid terms.

It is, however, clarified that this order shall not debar the State from proceeding against the petitioners, if involved in any case.

(VIKAS BAHL)
JUDGE

August 04, 2022
Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No