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

CRWP-7508-2022

Date of decision : 05.08.2022

Sagar Singh @ Sukh Sagar Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Daman Dhir, Advocate for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is a Criminal Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of directions to the official respondents to protect the life and liberty of the petitioner at the hands of private respondents.

Learned counsel for the petitioner has submitted that the petitioner has given a representation dated 04.07.2022 (Annexure P-8) to respondent No.2-Senior Superintendent of Police, with respect to protection of his life and liberty and in the said representation, he has detailed the facts which have caused reasonable apprehension in his mind with regard to his life and liberty.

Learned counsel for the petitioner has further submitted that the petitioner would be satisfied in case, the present Criminal Writ Petition is disposed of with direction to respondent No.2-Senior Superintendent of Police, to look into the representation dated 04.07.2022 (Annexure P-8) only with respect to protection of life and liberty of the petitioner and to take appropriate action in accordance with law.

On the other hand, learned State Counsel has submitted that he

has no objection in case, respondent No.2-Senior Superintendent of Police, looks into the representation dated 04.07.2022 (Annexure P-8) 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.2-Senior Superintendent of Police, to look into the representation dated 04.07.2022 (Annexure P-8) 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.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 petitioner and it would be open to respondent No.2 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.

Respondent No.2 would not go into the question as to who is in possession of the land in question or the rights regarding the said land as the said matter is pending before the Civil Court and would be finally adjudicated by the Civil Court.

05.08.2022*Pawan***(VIKAS BAHL)
JUDGE****Whether speaking/reasoned:- Yes/No****Whether reportable:- Yes/No**