

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

CRWP-8180-2022(O&M)
Date of decision : 30.08.2022

Prem Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Jaswinder Singh Yadav, Advocate for
Mr.D.S.Matya, Advocate for the petitioner.

Mr.Dhruv Sihag, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

CRM-W-1123-2022

This is an application filed for grant of leave under Rule 3-A(i) of Chapter VI, Part B, Volume V of Punjab and Haryana High Court Rules and Orders to file the present petition.

In view of averments made in the application, the same is allowed and leave is granted under the aforesaid Rules and Orders to file the present petition.

CRWP-8180-2022

Prayer in the present Criminal Writ Petition filed under Article 226 of the Constitution of India is for issuance of directions to respondent nos.1 to 6 to protect the life and liberty of the petitioner and his family members.

Learned counsel for the petitioner has submitted that the

petitioner has given a representation dated 19.07.2022 to respondent no.4-Commissioner of Police, Gurugram, in which he has mentioned the detailed facts which would prima facie show that there is a danger to the life and liberty of the petitioner and his family from the private respondents. It is further submitted that the petitioner is not involved in any criminal case and he would be satisfied if only with respect to the aspect of protection of life and liberty of the petitioner and his family members, the said representation is taken into consideration by respondent No.4.

Notice of motion to respondent nos.1 to 6 only.

On advance notice, Mr. Dhruv Sihag, AAG, Haryana appears and accepts notice on behalf of respondent nos.1 to 6 and on a specific query put by this Court, he has stated that he has no objection in case, respondent no.4-Commissioner of Police, looks into the representation dated 19.07.2022 (Annexure P-4) with a limited prayer for only protection of life and liberty of the petitioner and his family members 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.4-Commissioner of Police, to look into the representation dated 19.07.2022 (Annexure P-4) with a limited prayer for only protection of life and liberty of the petitioner and his family members and after making necessary enquiries and assessing the threat perception to the petitioner and his family members, respondent no.4 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.4 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 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.

(VIKAS BAHL)
JUDGE

August 30, 2022.

Davinder Kumar

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No