

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

103+222

CRM-M-38521-2020 (O&M)

Decided on : 15.02.2022

Alka and another

. . . Petitioners

Versus

State of Punjab and others

. . . Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: Mr. Manuj Nagrath, Advocate
for the petitioners.

Mr. Karanbir Singh, AAG, Punjab.

VIKAS BAHL, J. (Oral)

CRM-23480-2021

For the reasons mentioned in the application, same is allowed subject to all just exceptions and Annexure P-16 to Annexure P-19 are taken on record.

CRM-8490-2021

Counter affidavit filed on behalf of the petitioner- Alka is taken on record.

Application is disposed of accordingly.

Main Case

The present petition has been filed under Section 482 Cr.P.C. for issuance of necessary directions to the official respondents to take action in accordance with law.

In this petition, two primary prayers have been made. First prayer is for registration of criminal case against the private respondents.

Faced with the dictum of law laid down by Hon'ble the

Supreme Court of India in case titled **Sakiri Vasu Vs. State of U.P. and others, reported as 2008(2) SCC 409** and in **M. Subramaniam and another Vs. S. Janaki and another, Criminal Appeal No.102 of 2011, decided on 20.03.2020**, learned counsel for the petitioners seeks permission of this Court to withdraw the present petition qua first prayer with liberty to file an application under Section 156(3) Cr.P.C., in accordance with law.

Second prayer in the present petition is for directing the official respondents to protect the life and liberty of the petitioners.

It has been submitted that there are several instances, after the filing of the present petition, which would also show that there is reasonable apprehension to the life and liberty of the petitioners.

At this stage, learned counsel for the petitioners wishes to withdraw the present petition even qua second prayer also with liberty to file fresh petition on the second prayer of protection of life and liberty after giving particulars of the incidents on the basis of which the protection is being sought and after giving due representation to the respondent No. 3 regarding this.

Accordingly, the present petition is dismissed as withdrawn with aforesaid liberties.

(VIKAS BAHL)
JUDGE

February 15th, 2022

Mehak

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No