

IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

\*\*\*

CRWP-9846-2022  
Date of decision : 17.10.2022

Pinki

... Petitioner

Versus

State of Punjab and others

... Respondents

***CORAM: HON'BLE MR.JUSTICE VIKAS BAHL***

Present: Mr.Paras Jagga, Advocate  
for the petitioner.

Mr. Tarun Aggarwal, Sr.DAG, Punjab.

**VIKAS BAHL, J.(ORAL)**

This is a criminal writ petition under Articles 226/227 of the  
Constitution of India read with Section 482 Cr.P.C.

Primary two prayers have been made in the present petition.  
The first prayer which has been made, is to direct the official respondents to  
take strict action against respondents no.5 to 7 in FIR no.0127 dated  
24.08.2022 registered under Section 306 IPC at Police Station Sadar Patiala,  
District Patiala.

Learned counsel for the petitioner, with respect to the said  
prayer, submits that in view of the law laid down by Hon'ble Supreme Court  
of India in case titled as ***Sakiri Vasu vs. State of U.P. And others, reported  
as 2008(2) SCC 409*** and in ***M.Subramaniam and another vs. Janaki and  
another, Criminal Appeal no.102 of 2011***, decided on 20.03.2020, he seeks  
permission of this Court to withdraw the present petition with liberty to

In view of the above, the present petition is dismissed as withdrawn, with liberty aforesaid, with respect to the aforesaid prayer.

The second prayer which has been made with respect to the protection of life and liberty of the petitioner at the hands of private respondents.

Learned counsel for the petitioner submits that the petitioner has given representation dated 03.10.2022 to respondent no.3 in which threats to the life and liberty of the petitioner have been detailed and has submitted that the present petitioner would be satisfied in case the representation dated 03.10.2022 is looked into by respondent no.3 on the limited aspect of protection of life and liberty of the petitioner.

Notice of motion to respondent nos.1 to 4 only.

On advance notice, Mr. Tarun Aggarwal, Sr.DAG, Punjab, appears and accepts notice on behalf of respondent nos.1 to 4 and on a specific query put by this Court, he has stated that he has no objection in case, respondent no.3-Senior Superintendent of Police, looks into the representation dated 03.10.2022 (Annexure P-2) 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.3-Senior Superintendent of Police, Patiala to look into the representation dated 03.10.2022 (Annexure P-2) 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.3 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.3 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 above said terms, with respect to the second prayer.

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**

**October 17, 2022**  
*Davinder Kumar*

|                             |        |
|-----------------------------|--------|
| Whether speaking / reasoned | Yes/No |
| Whether reportable          | Yes/No |