

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

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**CWP-24828-2021
Date of Decision: 16.09.2022**

DR. PRITHVI RAJ NAIN

... Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Gurdas Singh Sarwara, Advocate
for the petitioner.

Mr. Saurav Verma, Addl. A.G., Punjab.

VINOD S. BHARDWAJ, J. (ORAL)

The instant petition has been filed under Article 226 of the Constitution of the India for issuance of a writ in the nature of Mandamus directing the respondent/ SIT/ Investigating Officer, that in the event of petitioner being required in any capacity other than a witness, at any stage, in case bearing FIR No.63 dated 02.06.2015 under Sections 380 and 295-A of the Indian Penal Code, 1860 registered at Police Station Bajakhana, District Faridkot, Punjab (Sections 201, 414, 451 and 120-B of IPC added later on) or in any other case/FIR related to sacrilege cases in State of Punjab or any other pending/new FIR being registered by the respondents; no coercive action be taken against the petitioner unless a prior advance notice of at least 7 days is given to him.

Learned counsel for the State, on instructions from Dalbir Singh, Inspector, SIT, contends that at present, the petitioner is required as a witness in relation to certain proceedings, and insofar as the remaining prayers of the petitioner, that are in the nature of blanket orders, are concerned, the same are

baseless at this stage in the absence of any specific allegations and merely on the basis of apprehensions.

The petitioner, however, shall be at liberty to take recourse to the remedies available to him in accordance with law in the event of occurrence of any such eventuality.

Learned counsel for the petitioner contends that in view of the statement made by the learned State Counsel, he does not wish to press the instant petition at this stage.

Dismissed as not pressed at this stage.

Needless to mention that the respondents shall remain bound by the statement made today in Court by the learned State counsel.

16.09.2022
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(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No