

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRWP-11839-2021 (O&M)

Date of order: 22.08.2022

Darshanjit Singh Dhindsa

...Petitioner(s)

Versus

State of Punjab & others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present:- Mr. R. Kartikeya, Advocate
for the petitioner(s).

Mr. H.S. Sitta, DAG, Punjab.
Mr. Jashandeep Singh, AAG, Punjab.

Mr. Sachit Khurana, Advocate for respondent no.4.
Mr. Bhupinder Ghai, Advocate for respondent no.5.

ANOOP CHITKARA, J.**CRM-W-1073 to 1075 of 2022:**

The applications are allowed as prayed. Documents/rejoinders are taken on record.

CRWP-11839-2021:

Learned counsel for respondent no.4 submits that he has unnecessarily been impleaded as respondent in this petition.

Given above, the name of respondent no.4 is deleted from the array of parties.

Fearing for life and liberty at the hands of the private respondents, the petitioner, invoking the fundamental right of life guaranteed under Article 21 of the Constitution of India, has come up before this Court seeking protection through the State.

If the allegations of apprehension of threat to life turn out to be true, it might lead to an irreversible loss. Thus, in the facts and circumstances

peculiar to this case, it shall be appropriate that the concerned Superintendent of Police, SHO, or any officer to whom such powers have been delegated or have been authorized in this regard, provide appropriate protection to the petitioner for one week from today. However, if the petitioner no longer requires the protection, then at their request, it may be discontinued even before the expiry of one week. After that, the concerned officers shall extend the protection on day-to-day analysis of the ground realities or upon the oral or written request of the petitioner.

It is clarified that there is no adjudication on merits and that this order is not a blanket bail in any FIR. It is further clarified that this order shall not come in the way if the interrogation of the petitioner is required in any cognizable case. It shall also be open for the petitioner to approach this Court again in case of any fresh threat perception.

Liberty is also reserved to the petitioner to file a fresh representation to the concerned Inspector General of Police/Director, Bureau of Investigation, Punjab for transfer of investigation or any other grievance, who shall decide the said representation, if so made, within 30 days from its receipt, by passing a speaking and reasoned order.

The petitioner shall be at liberty to approach this Court or take any other appropriate remedy available to him against the order so passed, in accordance with law.

There would be no need for a certified copy of this order, and any Advocate for the Petitioner and State can download this order and other relevant particulars from the official web page of this court and attest it to be a true copy. The concerned officer can also verify its authenticity and may download and use the downloaded copy for immediate use.

Petition is allowed to the extent mentioned above. All pending applications, if any, stand disposed.

(ANOOP CHITKARA)
JUDGE

August 22, 2022

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Whether speaking/reasoned:

Yes

Whether reportable:

No.