

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

244

CWP-26147-2021

Date of decision: 25.08.2022

RAJESH KUMAR

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

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

Present:- Ms. Mohak Arora, Advocate for
Mr. Manish Soni, Advocate
for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana.

VINOD S. BHARDWAJ, J. (Oral)

The instant writ petition had been filed under Article 226/227 of the Constitution of India seeking issuance of writ in the nature of Mandamus for directing the official respondents to provide adequate security by way of trained police officials/commandos to the petitioner who apprehends imminent danger to his life as he is the injured/eye-witness/ complainant in FIR No. 311 dated 05.11.2021 (Annexure P-1) registered under Sections 148, 149 , 302, 307, 452-B of the IPC and Section 25 (1B) (a) of the Arms Act, 1959 at Police Station Industrial Sector-7, Manesar, District Gurugram.

A status report by way of affidavit of Suresh Kumar, H.P.S. Assistant Commissioner of Police, Manesar has been filed. The

relevant extract of the same reads thus:

*“4. That even otherwise, the respondent no.3, vide its order bearing no. 56842-901 dated 28.12.2021 has already reviewed and made assessment with regard to the security provided to the petitioner and his family members. The copy of order dated 28.12.2021 is appended herewith as **Annexure R-1** for the kind perusal of this Hon'ble Court. It is quite evident from the perusal of the order that 8 armed police officials including in-charge and 4 gunmen are deployed on 24x7 basis till further orders. It has also been directed that all the police personnel deployed for guard and gunman duty will ensure to make security arrangements by keeping in view all the aspects of security in mind.*

5. That it would be further significant to mention here that all the police personnel, who have been deployed with Rajesh Kumar and his family members and the family members of Late Shri Gopal, Ex-Sarpanch are having automatic weapons and have already undergone the commando course and they are well trained and well equipped to ensure the proper safety of the petitioner and his family members.

6. That further, the Deputy Commissioner of Police, Manesar, Gurugram has also been directed by respondent No.3 to make arrangements for the weekly leave of the police personnel deployed in the security guard as per the prescribed Rules and apart from this, he has further been directed to continuously inspect the checking reports of police security personnel deployed with the petitioner and his family members.”

In view of the aforesaid report and noticing that there is an adequate security arrangement by providing trained armed policemen with automatic weapons, no further directions are required to be issued.

The present petition is dismissed as having been rendered infructuous.

(VINOD S. BHARDWAJ)
JUDGE

AUGUST 25, 2022

Vishal sharma

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No