

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

CRWP-45-2022 (O&M)

Date of decision: 07.01.2022

Gurcharat Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Kuldeep Singh Saini, Advocate for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

This petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondent No. 2 to protect the life and liberty of the petitioner at the hands of respondent No. 5.

Learned counsel for the petitioner submits that on the complaint of the father of the petitioner, the administration, at one stage, had taken an action, and respondent No. 5-Gaurav Dhir, SHO, PS Kotwali, Tehsil and District Kapurthala, was suspended and transferred. He further submits that even after his transfer, respondent No. 5 has been continuously raiding the house of the petitioner, though he has no jurisdiction to do so.

Learned counsel for the petitioner further submits that the petitioner has submitted a representation dated 22.12.2021 (Annexure P-3) to respondent No. 2-Senior Superintendent of Police, SBS Nagar, regarding the illegal activities of respondent No. 5, but no action has been taken on the said representation so far, as the blue eyed boys of respondent No.5 are still indulging in illegal activities.

At this stage, learned counsel for the petitioner confines his prayer to the issuance of directions to respondent No.2 to decide the representation of the petitioner within a stipulated period.

Notice of motion to respondents No. 1 to 4 State only.

On the asking of this Court, Mr. H.S. Multani, AAG Punjab, accepts notice on behalf of the respondent-State.

In view of the above, the present petition is disposed of with a direction to respondent No. 2-Senior Superintendent of Police, SBS Nagar, to decide the representation dated 22.12.2021 (Annexure P-3) of the petitioner within a period of one month from the date of receipt of certified copy of this order in accordance with law.

(HARNARESH SINGH GILL)
JUDGE

07.01.2022

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No