

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

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CRM-M-45507-2019

Date of Decision:10.10.2022

Nirmal Singh & anr.

...Petitioners

Versus

State of Punjab & ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR**Present:-** Mr. Amit Dhawan, Advocate,
for the petitioners.

Mr. Adhiraj Singh, AAG, Punjab.

Mr. Satinder Khanna, Advocate, for respondents No.4 to 6.

NAMIT KUMAR, J.(Oral)

The petitioners have filed the present petition under section 482 Cr.P.C for issuance of directions to respondents No.1 to 3 to protect their life and liberty at the hands of respondents No.4 to 10. Further directions have been sought to respondent No.1 to 3 to take legal action against respondents No.4 to 10 for encroaching upon the land of Gram Panchayat, Hussainpur Dullowal, Tehsil Sultanpur Lodhi, District Kapurthala and to decide their representation dated 15.09.2019 (Annexure P-7)

In pursuance of issuance of notice of motion, respondents No.1 to 3 have filed reply by way of affidavit of the Deputy Superintendent of Police, Sub Division Sultanpur Lodhi, District Kapurthala. In para 3 and 4 of the said reply, it has been stated as under:-

“3. That regarding providing security to protect the life and liberty of the petitioners, it is pertinent to submit here that no threat perception reports have been received from Intelligence Wing, Local Police or from any other source. Therefore, in the absence of threat imputes, there is no

necessity of security to the petitioners, as prayed for. Moreover the house of the petitioners is situated in populated area of the village. There is regular round the clock PCR patrolling in the area in addition to patrolling and Nakabandi carried out by the local police on regular basis.

4. That sensing trouble and breach of apprehension of peace, preventive action has been initiated by the SHO Police Station Talwandi Chaudharian, Tehsil Sultanpur Lodhi, District Kapurthala. Kalendera under Section 107/151 Cr.PC has already been submitted in the court of competent jurisdiction as a preventive measure vide rapat No.17 dated 03.09.2019 against both the parties i.e.

*First party:- 1) Gulzar Singh,
2) Balwinder Singh,
3) Inder Singh.*

*Second Party:- 1) Nirmal Singh
2) Narinderpal Singh*

Thus preventive action has already been initiated to avoid any untoward incident. The same is pending trial in the Court.”

With regard to representation, it has been stated in para 13 of the said reply that no representation has been received by the respondents.

In view of the above, no further orders are required to be passed and the instant petition has been rendered infructuous. The same is disposed of accordingly.

10.10.2022
monika

(NAMIT KUMAR)
JUDGE

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